



**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-32496-2024
Date of Decision : **August 20, 2024**

PARDEEP KUMAR ALIAS BABBU

.....Petitioner

VERSUS

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Manoj R. Sharma, Advocate
for the petitioner.

Mr. Pardeep Bajaj, DAG, Punjab.

KULDEEP TIWARI, J. (Oral)

1. Through the instant petition filed under Section 438 Cr.P.C., prayer is made for grant of anticipatory bail to the petitioner in case FIR No.84 dated 18.6.2024, under Sections 21(b) and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Dinanagar, District Gurdaspur.

2. Learned counsel for the petitioner in the asking for the relief (supra) submits that there is no recovery effected from the present petitioner and even the contraband recovered from the main accused falls within the ambit of non-commercial quantity. He further submits that there is no incriminating or inculpatory evidence with the prosecution to connect the present petitioner with the instant crime and he is only a prospective buyer.



CRM-M-32496-2024

-2-

3. The prayer made by the learned counsel for the petitioner has been vociferously opposed by the learned State Counsel on the ground that the petitioner is a habitual offender.

4. Considering the antecedents of the petitioner, the learned counsel for the petitioner has opted not to press the instant prayer, rather he submits that the petitioner would surrender before the learned trial Court concerned within 10 days from today, however, a mandamus be passed upon the learned trial Court concerned, to decide the bail application of the present petitioner in a time bound manner.

5. The asked for prayer is allowed.

6. The instant petition is ordered to be **dismissed** as withdrawn. In case the petitioner surrenders before the learned trial Court concerned within 10 days from today and file any regular bail application, the learned trial Court concerned shall make all endeavor to decide the same expeditiously preferably within 3 days after giving sufficient opportunity of hearing to the State.

August 20, 2024
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(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No