



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

214

CRM-M-39533-2024

Date of Decision : **August 29, 2024**

LAKHBIR SINGH ALIAS GABBAR

.....Petitioner

VERSUS

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. B.S.Bhalla, Advocate
for the petitioner.

Mr. Sahil R. Bakshi, AAG, Punjab.

KULDEEP TIWARI, J. (Oral)

1. Through the instant petition filed under Section under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023, prayer is made for grant of anticipatory bail to the petitioner in case FIR No.159 dated 27.6.2024, under Section 21-C (later on added Section 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Jandiala, District Amritsar Rural.

2. Short reply dated 28.8.2024 by way of an affidavit of Ravinder Singh, PPS, Deputy Superintendent of Police, Sub-Division, Jandiala, Amritsar (Rural) has been filed in the Court today by the learned State counsel, the same is taken on record. As per the reply, the petitioner is involved in as many as five cases, the detail of which reads as under:-

- “i. FIR No. 173 dated 17.08.2018 under section 302, 201/34 IPC, Police Station Jandiala, Amritsar (Rural);
- ii. FIR No. 155 dated 09.05.2020 under section 269, 270 and 188 IPC, Police Station Maqboolpura, Amritsar City;
- iii. FIR No. 211 dated 04.07.2022 under section 21 and 29 NDPS Act, Police Station Maqboolpura, Amritsar City;
- iv. FIR No. 215 dated 06.07.2022 under section 21 and 29 NDPS Act, Police Station Maqboolpura, Amritsar City;
- v) FIR No. 257 dated 30.07.2022 under section 21 and 29 NDPS Act, Police Station Maqboolpura, Amritsar City.”

3. The recovery effected from the co-accused of the petitioner is 260 grams Heroin, which falls within the ambit of commercial quantity.

4. Considering the antecedents of the petitioner that he is a habitual offender, as he is involved in three other cases under the NDPS Act, this Court is not inclined to grant the extra ordinary relief of pre-arrest bail, therefore, the instant petition is **dismissed**.

August 29, 2024
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(KULDEEP TIWARI)
JUDGE

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