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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-46375-2024 (O&M)
Date of decision: 14.10.2024

Bisakha Singh @ Baisakha Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. Kulwinder Singh, Advocate
for the petitioner.

Mr. Raghav Garg, AAG, Punjab.

KULDEEP TIWARI, J. (ORAL)

1. Through the instant petition filed under Section 439 of Cr.P.C. the petitioner prays for grant of regular bail in case FIR No.147 dated 27.07.2024, under Section 15(c) of the Narcotic Drugs and Psychotropic Substances Act, 1985 (Sections 25, 27, 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985 added lateron), registered at Police Station Bhikhi, District Mansa, Punjab.
2. In the instant case the contraband which was recovered from the petitioner is 53 Kgs and 960 grams of poppy husk, which admittedly falls within the ambit of “commercial quantity”.



3. In the instant petition, the petitioner also preferred CRM-37772-2024 for grant of interim bail for four weeks on account of marriage of his two daughters, namely, Sangeeta Devi and Nagita. This Court vide order dated 27.09.2024 granted the relief of interim bail to the petitioner w.e.f. 30.09.2024 upto 04.10.2024. A direction is also passed upon the petitioner to surrender on 05.10.2024 upto 5:00 p.m. before the Jail Authorities concerned.

4. The learned State counsel, on instructions imparted to him, informed that the petitioner has not surrendered till date. He further placed on record the custody certificate, which reflects that the petitioner is also involved in three other cases under the NDPS Act.

5. Considering the conduct of the petitioner, that he after availing the relief of interim bail from this Court, has now absconding, this Court is not inclined to grant the asked for relief of regular bail. Therefore, the instant petition is **dismissed**.

6. The SHO concerned is directed to forthwith arrest the present petitioner and produce him before the trial Court concerned. The compliance report be filed within 10 days from today. In case, the compliance report is not filed within the stipulated period, the SHO concerned shall cause his personal appearance before this.

7. A copy of this order be sent to S.H.O. Concerned for making compliance at his end.

14.10.2024

Satyawan

(KULDEEP TIWARI)
JUDGE

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