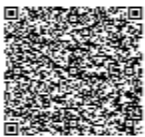


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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-2459-2025 (O&M)
Date of decision: 17.01.2025

Harpreet Singh @ Seetu

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

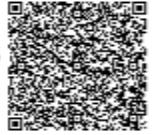
Present: Ms. Roja Agnihotri, Advocate
for the petitioner.

Mr. Subhash Godara, Addl. A.G., Punjab.

HARPREET SINGH BRAR, J. (ORAL)

1. Present petition has been filed under Section 482 of Bharatiya
Nagarik Suraksha Sanhita, 2023 for grant of anticipatory bail in FIR No.129
dated 18.05.2024 under Section 21 of Narcotic Drugs and Psychotropic
Substances Act, 1985 (for short 'NDPS Act') and Section 29 of NDPS Act
(added later on), registered at Police Station Rama Mandi, District Police
Commissionerate Jalandhar.
2. Learned counsel for the petitioner, *inter alia*, contends that

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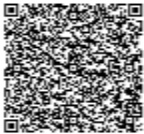
admittedly, the contraband was recovered from conscious possession of co-accused Joban Singh. The petitioner has been falsely implicated on the basis of disclosure statement made by co-accused Joban Singh, while he was in police custody. It is further contended that any statement made by the accused before the police officer under Section 67 of NDPS Act would be hit by the provisions of Section 25 of Evidence Act and it has no evidentiary value. There is no other evidence to connect the petitioner with the alleged recovery.

3. *Per contra*, learned State counsel appears on advance notice and opposes the prayer made by the petitioner on the ground that the contraband, which was recovered from conscious possession of co-accused Joban Singh, was meant to be supplied to the petitioner, who thereafter sells it to other drug cartel. The petitioner is involved in two more cases, out of which, one case is registered under NDPS Act and his custodial interrogation is required to unearth the *modus operandi* and the manner, in which the drug is being supplied to other carriers. Learned State counsel further submits that drug money of Rs.7.00 lacs was recovered from the petitioner along with huge quantity of heroin, falling within the ambit of commercial quantity.

4. I have heard learned counsel for the parties and perused the record of the case with their able assistance.

5. Keeping in view the facts and circumstances of the case and antecedents of the petitioner, without commenting anything further on merits

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of the case, this Court finds no ground to grant concession of anticipatory bail to the petitioner.

6. Accordingly, present petition is dismissed.

[HARPREET SINGH BRAR]
JUDGE

17.01.2025
vishnu

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No