

CNR No: PBSG01-0041842020

CIS No: 1899/2020.

Present: Shri Rajinder Sharma, Advocate, counsel for applicant/ accused
Shri R.S.Kauldhar, Additional Public Prosecutor for State.

ORDER:

1. Arguments on anticipatory bail application moved by applicant/accused Surinder Singh under Section 438 Cr.P.C. in this case bearing FIR No. 105 dated 30.05.2020 under Sections 22 of Narcotic Drugs and Psychotropic Substances Act, 1985 Police Station Sadar Ahmedgarh, heard. Police record produced and perused.

2. Learned counsel for applicant/accused has argued that applicant/accused has been falsely implicated in this case. Alleged recovery has already been effected and now nothing is to be recovered from the possession of applicant/accused. Applicant/accused is ready to join the investigation. Therefore, it is prayed that applicant/ accused may kindly be released on anticipatory bail.

3. On the other hand, learned Additional Public Prosecutor for the State has argued that a secret information was received against applicant/accused Surinder Singh alias Chhinda son of Rulda Singh resident of Bhurthala Mander to the effect that he used to sell intoxicant tablets and at present he has been selling the intoxicant tablets on the strip of the drain and in case, a raid is conducted he could be captured with intoxicant tablets. He has further submitted that when a raid was conducted at the place disclosed in the secret information, applicant/accused fled away on seeing the police party after throwing the transparent polythene carry bag containing intoxicant tablets which on counting came out 500 intoxicant tablets labeled as Clovidol 100-SR in 50 strips having 10 tablets each. The custodial interrogation of applicant/accused is required to trace out the source from where the said intoxicant tablets were procured by him. Hence,

it is prayed that the pre-arrest bail application moved by applicant/accused may kindly be dismissed.

4. As per allegations of the prosecution, on 30.05.2020, a secret information was received by ASI Nirbhai Singh to the effect that Surinder Singh alias Chhinda son of Rulda Singh resident of Bhurthela Mander is used to sell intoxicant tablets and at present he has been selling intoxicant tablets at the strip of the drain and in case, a raid is conducted he could be captured along-with intoxicant tablets. On the basis of said secret information, instant case was registered against Surinder Singh alias Chhinda applicant/accused and raid was conducted by Incharge Police Post Jorhepul at the place disclosed in the secret information but the applicant/accused on seeing the police party succeeded in running away by throwing the transparent polythene carry bag carried by him. On checking the said polythene carry bag, 500 intoxicant tablets labeled as Clovidol 100-SR in 50 strips having 10 tablets each were recovered. Thus, it cannot be said at this stage that the applicant/accused has been falsely implicated in this case. Therefore, the custodial interrogation of the applicant/accused is required for proper investigation of this case and to find out the source from where the intoxicant tablets were procured by him. Hence, I do not find any justification to grant the extra ordinary relief of anticipatory bail to the applicant/accused. As such, instant bail application for anticipatory bail moved by the applicant/accused stands dismissed. Bail application file be sent to the concerned court for consignment.

Pronounced:

Dated: 02.07.2020.

(Sham Lal),
Judge, Special Court,
Sangrur.(D)

[UID Number : PB0123]