

Sr. No. 208

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM No. M-423 of 2016 (O&M)
Date of Decision: 21.04.2016

Jasvir Kaur

...Petitioner

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. Rahul Jaswal, Advocate for
Mr. Vivek K. Thakur, Advocate,
for the petitioner.

Mr. D.S.Virk, AAG, Punjab.

TEJINDER SINGH DHINDSA. J (ORAL)

This order shall dispose of the present petition filed under Section 438 Cr.P.C. seeking concession of anticipatory bail to the petitioner in case FIR No.304 dated 21.11.2014, under Sections 29 and 22 of the Narcotic Drugs and Psychotropic Substances Act, registered at Police Station Phillaur, District Jalandhar (Punjab).

While issuing notice of motion, the following order was passed by this Court on 08.01.2016:-

"The present petition has been filed under Section 438 Cr.P.C praying for grant of anticipatory bail to the petitioner in case FIR No.304 dated 21.11.2014 registered under sections 29 and 22 of N.D.P.S Act at Police Station, Phillaur, District Jalandhar.

Counsel would submit that the recovery of 272 gms. of intoxicant powder was allegedly made from

one Ranjit Kumar @ Labha on 21.11.2014. It is not even the case of the prosecution that the present petitioner was present on the spot along with co-accused Ranjit Kumar and had escaped from the spot. Clearly no recovery has been effected from the present petitioner. It has been argued that the present petitioner is sought to be implicated only upon the statement of Ranjit Kumar @ Labha.

Notice of motion.

On the asking of the Court, Ms. Manpreet Dhaliwal, learned A.A.G., Punjab accepts notice on behalf of respondent State. A complete copy of the petition has been furnished to learned State counsel in Court today.

List on 27.1.2016.”

Thereafter on 27.01.2016, this Court had extended ad interim protection as regards arrest in favour of the petitioner subject to her joining investigation.

Learned State counsel upon instructions from HC Vijay Kumar would apprise the Court that the petitioner has since joined investigation.

In view of the above and without making any observations on merits, present petition is allowed. Orders dated 08.01.2016 as also 27.01.2016, passed by this Court, are made absolute.

Disposed of.

21.04.2016

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**