

CRM NO. M-20458 OF 2017(O&M)

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM NO. M-20458 OF 2017(O&M)
DECIDED ON : 10.11.2017

Sukhchain Singh

...Petitioner

versus

State of Punjab

...Respondent

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

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

Mr. Kanisth Ganeriwala, Assistant Advocate General,
Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking anticipatory bail in FIR No. 22 dated 10.04.2017, under Section 18 of the NDPS Act, registered at Police Station Bhadaur, District Barnala.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR, wherein recovery is stated to have been effected from Balraj Singh and Gurpreet Singh. It was on the statement of one Jaspal Singh, who is not an accused, that the alleged complicity of the petitioner was revealed as the petitioner is the registered owner of the vehicle in question. Learned counsel further contends that in the family settlement, the vehicle in question was given to the son of the petitioner, namely, Balraj Singh, who was arrested and from whom the recovery was effected. He also contends that the petitioner had earlier been granted interim bail by the trial Court, which was

rejected as he was stated to be not cooperating in the investigation. He also contends that son of the petitioner, namely, Balraj Singh, is living separately from him.

A coordinate Bench of this Court vide order dated 01.06.2017, had directed the petitioner to appear before the trial Court and in the event of his arrest, he was to be released on interim bail to the satisfaction of the trial Court.

Learned State counsel upon instructions from ASI Kanwaljit Singh states that in pursuance to the order dated 01.06.2017 the petitioner has joined investigation and is not required for custodial interrogation.

In view of the above and without expressing any opinion on the merits of case, the order dated 01.06.2017, granting ad-interim bail to the petitioner, is hereby made absolute. However, the petitioner shall abide by the conditions envisaged under Section 438(2) Cr.P.C.

The petition stands disposed of accordingly.

November 10, 2017
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(ANUPINDER SINGH GREWAL)
JUDGE

<i>Whether speaking/reasoned?</i>	<i>Yes</i>
<i>Whether reportable?</i>	<i>No</i>