

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH**

**CRM-M No.13552 of 2018**

**Date of decision: 17.04.2018**

Jatinder Singh @ Lakha

....Petitioner

Versus

State of Punjab

....Respondent

**CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN**

**Present:** Mr. S.K. Bawa, Advocate  
for the petitioner.

Mr. Abhay Pal Singh Gill, AAG, Punjab.

**ARVIND SINGH SANGWAN J. (Oral)**

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No.262 dated 01.08.2006 registered under Sections 8, 21, 24, 25, 29, 60 and 61 of the NDPS Act at Police Station Nakodar, District Jalandhar.

Counsel for the petitioner has submitted that the petitioner is settled abroad since 2005 and he is a Canadian citizen and has also relied upon his passport issued by the Canadian Government on 30.08.2005. It is further submitted that in the FIR, the petitioner is not named as Jatinder @ Lakha and in the FIR, he is named as Lakhwinder Singh @ Lakha and the petitioner came to know about his involvement when the police raided his house at native place.

Counsel for the petitioner has further argued that 04 of the co-accused namely Mandeep Singh, Hardeep Singh, Kuldeep Singh and Dharampal have faced the full length trial and have been acquitted by the Judge, Special Court vide judgment dated 31.03.2014 as it is a case of no recovery. It is further submitted that another co-accused namely

Bohar Singh has been granted the concession of anticipatory bail vide order dated 06.08.2015 passed in CRM-M No.11393 of 2015 and he has also been acquitted by the trial Court on 13.12.2017. Counsel for the petitioner has further submitted that it has been noticed in the order dated 06.08.2015 passed by this Court that, in fact, proclamation proceedings were initiated against the accused persons but there is no such order declaring him to be a proclaimed offender in the police file.

Counsel for the State has not disputed the factual assertions but opposed the prayer for bail.

In view of the above, the petition is disposed of and the petitioner is directed to appear before the Investigating Officer on 21.05.2018 at 10:00 am or on any other date or time fixed by him to join investigation and he shall be released on interim bail on furnishing bail/surety bonds subject to the following conditions:-

1. *He shall make himself available for interrogation by a police officer as and when required;*
2. *He shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer; and*
3. *He shall not leave India without previous permission of the Court.*

**(ARVIND SINGH SANGWAN)**  
**JUDGE**

**17.04.2018**  
*yakub*

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No