

**CRM-M-26442-2018 and
CRM-M-26506-2018**

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

Date of Decision: 24.07.2018

1. CRM-M-26442-2018

Manpreet Singh @ Manpreet Singh Bhau and another

... Petitioners

Versus

State of Punjab

... Respondent

AND

2. CRM-M-26506-2018

Jaspal Narang

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Vikas Garg, Advocate for
Mr. Vikas Goel, Advocate,
for the petitioners in CRM-M-26442-2018.

Mr. Gaurav Gupta, Advocate for
Mr. Digvijay Nagpal, Advocate,
for the petitioner in CRM-M-26506-2018.

Mr. Pawan Sharda, Sr. DAG, Punjab.

INDERJIT SINGH, J. (Oral)

This order shall dispose of CRM-M-26442-2018, filed by
petitioners-Manpreet Singh @ Manpreet Singh Bhau and Harpreet Singh
and CRM-M-26506-2018, filed by petitioner-Jaspal Narang under Section

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438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.79 dated 22.05.2018, registered at Police Station City Kotkapura, District Faridkot, under Section 420 of IPC, Section 61 of the Punjab Excise Act, 1914, Sections 15, 18, 21 and 22 of the NDPS Act, 1985 and Section 25 of the Arms Act, 1959.

Notice of motion was issued in both these cases. Learned State counsel put in appearance on behalf of the respondent-State and contested both these petitions.

I have heard learned counsel for the petitioners as well as learned State counsel and have gone through the record.

From the record, I find that FIR, in the present case, has been registered on the basis of secret information that the present petitioners alongwith co-accused were indulging in selling narcotics and possessing illegal arms etc. They were searching for customers in the area of village Bahmanwala and they were stating that they had taken permission to sell liquor in Chandigarh and Haryana. A raid was conducted, but the present petitioners were not found there. As per the FIR, no recovery has been effected.

In pursuance of the interim orders dated 06.07.2018, the petitioners have already joined the investigation. They are not required for custodial interrogation. Therefore, no useful purpose will be served by sending them to custody.

Keeping in view the facts and circumstances of the present

case; without discussing the facts of the case in minute details and without

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expressing any opinion on the merits of the case, I find merit in both these petitions and the same are allowed. The orders dated 06.07.2018, granting interim bail to the petitioners, are made absolute. However, the petitioners shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

24.07.2018
parveen kumar

(INDERJIT SINGH)
JUDGE

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No