

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-51200-2018

Date of Decision: 14.12.2018

Dilbagh Singh @ Bagga

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Dilpreet Singh Gandhi, Advocate for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

...

Inderjit Singh, J. (Oral)

Petitioner Dilbagh Singh @ Bagga has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.262 dated 20.11.2014, registered at Police Station Gharinda, District Amrtisar, under Sections 414, 411, 489-A, 489-B, 489-C of the Indian Penal Code, Section 25 of the Arms Act, 1959, Sections 21 and 22 of the NDPS Act, 1985 and Section 14 of the Foreigners Act, 1946.

Notice of motion was issued.

Learned State counsel has appeared on behalf of the respondent-State and contested this petition.

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

The FIR in the present case has been registered on the basis of secret information that the present petitioner, who is named in the FIR, is having links with the smugglers and used to cross the border and import weapons, ammunition, etc.

As per the learned State counsel, nothing has been recovered from the present petitioner.

In pursuance of the interim order dated 21.11.2018, passed by this Court, the petitioner has already joined the investigation. He is not required for custodial interrogation. No useful purpose would be served by sending the petitioner 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 expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The order dated 21.11.2018, granting interim bail to the petitioner, is made absolute. However, the petitioner 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.

14.12.2018

Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No