

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-31463-2019

Date of decision: 21.08.2019

Binder

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Ravi Rana, Advocate for
Mr. Ashok Giri, Advocate
for the petitioner.

Mr. Jagmohan Ghumman, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail in FIR No.120 dated 20.06.2019 under Section 15 of NDPS Act, registered at Police Station Goraya, District Jalandhar Rural.

While granting interim bail to the petitioner, following order was passed by this Court on 25.07.2019: -

“....Counsel for the petitioner submits that as per allegations in the FIR, the police party, on noticing that the petitioner has left her bag, tried to stop her but the petitioner ran away by taking lift in a car. Counsel for the petitioner further submits that it is afterthought story that the police party, consisting of five personnel could not caught hold the petitioner, who is a lady aged

about 30 years as she succeeded in running away by taking lift in a car.

Counsel for the petitioner further argued that it is the case of the prosecution that 7 kgs of poppy husk was recovered from the bag allegedly left by the petitioner. Counsel has further submitted that the petitioner has no criminal background; not involved in any other case under the NDPS Act and nothing is recovered from her....”

Learned counsel for the petitioner submits that in pursuance of the aforesaid order, petitioner has joined the investigation and is not required for any further investigation.

Learned State counsel, on instructions from ASI Lavinder Singh, has not disputed the factual position and states that the petitioner is no more required for any further investigation.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 25.07.2019 is made absolute subject to the conditions envisaged under Section 438 (2) Cr.P.C.

[ARVIND SINGH SANGWAN]
JUDGE

21.08.2019
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No