

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

223

**CRM-M No. 45499 of 2019
Date of decision : 16.11.2019**

Bhupinder Singh @ Soni

.....Petitioner

Vs.

State of Punjab

.....Respondent

Coram: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. S.S. Gill, Advocate, for the petitioner
Mr. Harbir Sandhu, AAG, Punjab

Rajbir Sehrawat, J. (Oral)

The present petition has been filed by the petitioner under Section 438 Cr.P.C for grant of anticipatory bail in case FIR No. 273 dated 17.9.2019, registered under Sections 22 and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'NDPS Act) at Police Station Bhawanigarh, District Sangrur.

It is contended by learned counsel for the petitioner that the petitioner has been wrongly involved in this case, only on the basis of the disclosure statement of the co-accused, from whom 500 tablets of tramadol were recovered. Except the disclosure statement of the co-accused, there is nothing with the police, even to remotely connect the petitioner to the crime.

On the other hand, learned counsel appearing for the State, being instructed by SI Balwinder Singh, submits that the petitioner has specifically been named as the supplier of the contraband by the co-accused; from whom the recovery was effected. However, it is not disputed that except the disclosure statement, there is nothing with the police to show involvement of

the petitioner in the crime.

In view of the above, without commenting upon merits of the case, the present petition is allowed. The petitioner is granted concession of anticipatory bail. Therefore, it is directed that in case of his arrest, the petitioner shall be released on bail by the Investigating Officer subject to his furnishing bail bonds/ surety bonds to the satisfaction of Investigating Officer. However, it is further directed that the petitioner shall join the investigation as and when so required by the Investigating Officer. He shall further comply with the conditions stipulated in Section 438(2) Cr.P.C.

(RAJBIR SEHRAWAT)
JUDGE

16.11.2019

Ashwani

Speaking/Reasoned	:	Yes/No
Reportable	:	Yes/No