

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

**CRM-M-45778-2019
Date of decision: 01.11.2019**

Iqbal Singh

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Veneet Sharma, Advocate
for the petitioner.

Mr. Jagmohan Ghuman, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No. 77 dated 18.08.2019, registered under Sections 21, 25, 27, 29 of the NDPS Act, 1985 at Police Station Special Task Force (STF), Punjab.

Learned counsel for the petitioner submits that the petitioner was not present at the spot when the alleged recovery of 850 grams of Heroin was effected from co-accused Swaran Singh, Sukhwinder Singh and Dalwinder Singh and he was subsequently named by the said co-accused.

Learned counsel for the petitioner further submits that the petitioner is a first offender and he is not involved in any other case under the NDPS Act.

Learned State counsel, on instructions from ASI Rupinder Singh, has not disputed the fact that the petitioner was not present at the spot when aforesaid three co-accused were arrested by the police along with 850 grams of Heroin.

After hearing learned counsel for the parties, considering the

fact that the petitioner was not present at the spot and was named later on by the aforesaid co-accused in their disclosure statements, I deem it appropriate to grant concession of anticipatory bail to the petitioner.

Accordingly, the present petition is allowed and the petitioner is granted concession of anticipatory bail subject to his furnishing bail/surety bonds to the satisfaction of the Investigating Officer and subject to the conditions envisaged under Section 438(2) Cr.P.C.

It will be open for the Investigating Officer to call the petitioner to join investigation by issuing a notice in writing, if so required.

01.11.2019
Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No