

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

CRM-M No.1714 of 2020

Date of Decision : 27.01.2020

Lakhwinder Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Laghuinder S. Sekhon, Advocate
for the Petitioner.

Mr. Avtar S. Sandhu, Addl. A.G., Punjab assisted by
ASI Amrik Singh, Police Station City-I, Sangrur.

SUDIP AHLUWALIA, J. (ORAL)

The instant Petition has been filed under Section 438 of the Code of Criminal Procedure (for short, 'the Cr.P.C.') seeking Anticipatory Bail in case FIR No.127, dated 24th August, 2019, registered under Sections 22 and 29 of the ND&PS Act, 1985 at Police Station City-I Sangrur, District Sangrur.

2. Admittedly, the Petitioner was neither apprehended from the spot nor any recovery was made from him. His name had transpired in the FIR from the statement of the other accused, namely Nirpal Singh, who has already been granted conditional Regular Bail.

3. There is no record of the Petitioner's involvement in any other case under the NDPS Act.

4. For the aforesaid reasons, the present Petition is allowed. The Petitioner, in the event of arrest, is ordered to be released on bail to the satisfaction of the Arresting Officer till submission of report under Section 173 Cr.P.C. (challan). He shall continue to join investigation and shall furnish an undertaking that he shall abide by the conditions specified under Section 438(2) Cr.P.C.. Thereafter, the petitioner will be permitted to furnish bail bonds to the satisfaction of the Ld. Trial Court.

January 27, 2020

Dpr

**(SUDIP AHLUWALIA)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No