

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

Crl. Misc. M-17599 of 2020
Date of decision: 28.08.2020

202

Saraj @ Siraj Khan

....Petitioner(s)

Versus

State of Punjab

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE G.S.SANDHAWALIA

Present: Mr. Barjinder Singh, Advocate,
for the petitioner.

Mr. Rana Harjasdeep Singh, DAG, Punjab.

(Proceedings are conducted through video
conferencing as per instructions).

G.S.SANDHAWALIA, J. (Oral)

The petitioner seeks anticipatory bail in a petition filed under
Section 438 Cr.P.C. in FIR No. 119 dated 02.06.2020 under Section 22 of
the NDPS Act, 1985, P.S. Amargarh, Sangrur.

On 07.07.2020, the following order was passed:-

*“Inter alia contends that the petitioner was
named in the FIR on the strength of secret information.
However, he was not arrested at the spot, whereas the
co-accused Guursimran Singh was apprehended. It is
submitted that the recovery from him is of 25 strips of
intoxicant tablets (250 tablets). The co-accused had
been released on regular bail by the Special Court,
Sangrur, vide order dated 23.06.2020 (Annexure P-3)
by noting that the amount of recovery which was
identical was not commercial.*

Notice of motion.

Mr. H.S. Sullar, DAG, Punjab accepts notice on

behalf of the respondent/State and submits that the petitioner was earlier convicted and sentenced to 30 days rigorous imprisonment and fine of Rs.8,000/-, as per the averments made in paragraph 16 of the petition itself.

List on 28.08.2020

In the meantime, it is directed that the petitioner shall join investigation and in the event of arrest of the petitioner, he shall be released on ad-interim bail by the investigating officer. The petitioner shall join investigation as and when required and shall comply with the conditions laid down in Section 438 (2) Cr.P.C.”

Counsel for the petitioner submits that the petitioner has joined investigation and is not required for further investigation, which fact is vouched for by counsel for the State on instructions from ASI Jaswinder Singh.

Accordingly, the order dated 07.07.2020 is confirmed and the petition stands disposed of accordingly.

28.08.2020
shivani

(G.S. SANDHAWALIA)
JUDGE

Whether reasoned/speaking

Yes/No

Whether reportable

Yes/No