

In the High Court of Punjab and Haryana at Chandigarh

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**CRM-M-19611-2020 (O & M)
Date of Decision: September 07, 2020**

GURDAS SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Bikramjeet Singh Jatana, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

Heard through video conferencing.

The petitioner is seeking anticipatory bail in FIR No.276 dated 02.07.2020, under Section 22 of the NDPS Act and Section 61 of the Punjab Excise Act, registered at Police Station Sadar Mansa, District Mansa.

Learned counsel for the petitioner contends that the allegations in the FIR are that 16 bottles of country made liquor and 240 tablets of clovidol (tramadol) were allegedly recovered from the house of the petitioner. The recovery would be a non-commercial quantity under the NDPS Act. He also contends that the petitioner is unwell and was suffering from subglottic stenosis and remained admitted in the PGIMER, Chandigarh from 11.07.2020 to 14.07.2020. He has referred to the copy of the discharge and follow-up card of the petitioner at Annexure P3. He further contends that the petitioner is not involved in any other case under the NDPS Act.

This Court, by the order dated 20.07.2020, had directed the petitioner to appear before the Investigating Officer and join the investigation

and in the event of his arrest, he was ordered to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, upon instructions from Sub Inspector Satwinder Singh, states that although the petitioner has joined investigation in terms of the previous order but he is also involved in another case under the Excise Act.

In view of the submissions of learned counsel for the petitioner especially when the petitioner is unwell and he having joined investigation, the order dated 20.07.2020 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

September 07, 2020
A.Kaundal

Whether speaking/ reasoned	:	Yes/No
Whether Reportable	:	Yes/No