

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

Crl. Misc. M- 19795-2020 (O&M)

Date of Decision: 27.10.2020.

Manjinder Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Amritpal Singh Sohal, Advocate
for the petitioner.

Ms. Monika Jalota, DAG Punjab.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 438 Cr.P.C., for grant of anticipatory bail to the petitioner in the event of arrest in FIR No.57 dated 07.05.2020 under Sections 18 of NDPS Act, 1985, registered at Police Station Maqsudan, District Jalandhar.

Learned counsel for the petitioner urges that the petitioner has been nominated on the basis of a disclosure statement made by the co-accused, who were apprehended at the spot. Learned counsel for the petitioner would further submit that the co-accused Pawanjeet Singh and Balwinder Singh, against whom the allegations were identical, have already been granted regular bail by this Court vide CRM-M-22438-2020 on 07.10.2020 and CRM-M-30159-2020 on 06.10.2020 respectively.

Per contra, learned counsel appearing on behalf of the respondent-State opposes the grant of bail to the petitioner while contending

that the allegations against the petitioner are serious in nature, however, does not oppose the fact that the co-accused have been granted bail.

I have heard learned counsel for the parties and perused the orders relied upon by learned counsel for the parties.

Admittedly, the petitioner herein was stated to be giving instructions to the co-accused to hand over the contraband from the stepney of truck to other co-accused. The intention and involvement of the petitioner in the case would be a matter of trial. No useful purpose would be served by sending the petitioner behind the bars, as no recovery is to be effected from him. Since the petitioner is ready and willing to join investigation, the instant petition is allowed. Petitioner is directed to join investigation within a period of ten days from today. In the event of his arrest, on joining of investigation, the petitioner is ordered to be released on bail to the satisfaction of the Arresting Officer. However, the petitioner shall continue to join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438 (2) Cr.P.C.

27.10.2020

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**(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned
Whether reportable

Yes
Yes/No