

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

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IN VIRTUAL COURT

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**CRM-M No. 20110 of 2020
Date of decision : 23.7.2020**

Gurcharan Singh

.....Petitioner

Vs.

State of Punjab

.....Respondent

Coram: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. Ruhani Chadha, Advocate, for the petitioner

Rajbir Sehrawat, J. (Oral)

The present petition has been filed by the petitioner under Section 438 Cr.P.C for grant of anticipatory bail in case FIR No. 119 dated 15.6.2020, registered under Sections 21 and 29 of NDPS Act, 1985, at Police Station Dharamkot, District Moga.

It is contended by the counsel for the petitioner that the case against the petitioner is totally concocted. His name has been dragged in the case only on the basis of alleged disclosure statement of co-accused Manjit Kaur, from whom 1.2 Kg. of heroin has been recovered. However, the petitioner does not have any connection with the said Manjit Kaur. The co-accused of the petitioner, with similar allegations, has already been granted concession of anticipatory bail by this Court.

Notice of motion.

Mr. Rana Harjasdeep Singh, DAG, Punjab, accepts notice on behalf of the State.

The counsel for the State has submitted that name of the petitioner has specifically surfaced in the statement of the co-accused. A heavy recovery of 1.2 Kg. of heroin has been effected from the said co-accused, who has disclosed the petitioner to be the supplier of the same. However, it is not disputed that the co-accused of the petitioner, with similar allegations, has already been granted concession of anticipatory bail by a Co-ordinate Bench of this Court.

In view of the above, the present petition is allowed. In the event of arrest, the petitioner shall be released on bail subject to his furnishing personal bonds/surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall 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.

(RAJBIR SEHRAWAT)
JUDGE

23.7.2020

Ashwani

Speaking/Reasoned	:	Yes/No
Reportable	:	Yes/No