

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

CRM-M No.21420 of 2020

Date of Decision : 05.08.2020

Joginder Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. I.P.S. Kohli, Advocate
for the Petitioner.

SUDIP AHLUWALIA, J. (ORAL)

The instant Petition has been filed under Section 438 of the Code of Criminal Procedure seeking Anticipatory Bail on behalf of the Petitioner in case FIR No.05, dated 09.01.2020, registered under Sections 21 and 22 of the NDPS Act, 1985 (Section 29 of the NDPS added later on), at Police Station Mehatpur, District Jalandhar Rural.

2. Notice of motion.

3. Mr. Sidakmeet Sandhu, Asstt. Advocate General, Haryana to accept notice on behalf of the Respondent/State. A copy of the paper-book be handed over to him.

4. Submits *inter alia* that no recovery was actually made from the Petitioner and his name has transpired by the Disclosure Statement of co-accused namely Balwinder Kaur @ Bindu .

5. The Petitioner is also not reported to be involved in any other case under the NDPS Act, on account of which, this Court is of the opinion

that he is not likely to commit a similar offence, if released on bail, at this stage.

6. In the circumstances, the Petitioner's prayer for Anticipatory Bail is, thus, allowed and in the event of arrest, he 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.

7. Disposed off.

August 05, 2020

Dpr

**(SUDIP AHLUWALIA)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No