

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

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IN VIRTUAL COURT

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CRM-M No. 25389 of 2020 (O & M)
Date of decision : 1.9.2020

Rinku **.....Petitioner**

Vs.

State of Punjab **.....Respondent**

Coram: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. Yashpal Thakur, Advocate, for the petitioner

Rajbir Sehrawat, J. (Oral)

CRM No. 21441 of 2020 :

This is an application seeking exemption from filing the process/
Court fees.

For the reasons mentioned in the application, the same is allowed.

The petitioner is exempted from filing the Court fee.

CRM-M No. 25389 of 2020 :

The present petition has been filed by the petitioner under Section 438 Cr.P.C for grant of anticipatory bail in case FIR No. 103 dated 13.4.2020, registered under Sections 21/29/61 of Narcotic Drugs and Psychotropic Substances Act, 1985, at Police Station City Sunam, District Sangrur.

It is contended by the counsel for the petitioner that the case against the petitioner is totally concocted. The name of the petitioner has been involved in the case only on the alleged disclosure statement of the co-accused.

However, the petitioner has no connection with the said co-accused. It is

further submitted that even the Court below had granted the benefit of anticipatory bail to the petitioner. However, the petitioner could not join the investigation because of the unfortunate situation arising from COVID-19 pandemic, due to which there were restrictions of movement. However, the petitioner undertakes to join the investigation now. Hence, the petitioner deserves to be protected against his arrest.

Notice of motion.

Mr. APS Gill, DAG, Punjab, accepts notice on behalf of the State.

It is submitted by the counsel for the State, being instructed by ASI Hardeep Singh, that there are specific allegations against the petitioner. His name has surfaced through the statement of the co-accused, from whom the recovery of heroin has been effected. However, it is not disputed that the petitioner was granted anticipatory bail by the Court below itself, but he could not join the investigation.

In view of the above, but without commenting any further on the merits of the case, the present petition is allowed. The petitioner is granted concession of anticipatory bail. Therefore, it is directed that in case of his arrest, the petitioner shall be released on bail subject to his furnishing bail bonds/ surety bonds to the satisfaction of Arresting/ Investigating Officer. However, it is further directed that 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

1.9.2020

Ashwani

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