

In virtual Court

CRM-M-26848-2020

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-26848-2020 (O&M)
Date of decision: 09.09.2020

Dharma Singh @ Dharampal

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Ms. Manjot Kaur, Advocate
for the petitioner.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail in FIR No.157 dated 08.08.2020 under Section 22/29 of NDPS Act, registered at Police Station Dirba, District Sangrur.

Learned counsel for the petitioner submits that on receiving a secret information that co-accused Vicky and Satti @ Padd are addicted to take intoxicant injections and are indulged in the business of selling the same, a raid was conducted and three persons namely Vicky, Guri and Satti @ Padd were arrested and 10 injections of buprenorphine were recovered. It is further submitted that thereafter, on the disclosure statement of co-accused that they have procured these injections from the petitioner, he was nominated in the FIR. It is also submitted that the petitioner has no such criminal background and is not involved in any other NDPS case.

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Notice of motion.

On asking of the Court, Mr. Joginder Pal Ratra, DAG, Punjab accepts notice on behalf of the respondent-State and has not disputed the fact that the petitioner is not involved in any other case under NDPS Act.

After hearing learned counsel for the parties, this petition is allowed and the petitioner is granted anticipatory bail subject to the conditions envisaged under Section 438 (2) Cr.P.C.

It is made clear that if the petitioner is found misusing the concession of anticipatory bail, it will be open for the prosecution or the complainant to apply for cancellation of bail.

**[ARVIND SINGH SANGWAN]
JUDGE**

09.09.2020

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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No