

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

CRM-M-29695-2020

Date of Decision: 5.10.2020

Gurjant Singh

....Petitioner

VERSUS

State of Punjab

....Respondent

CORAM:- HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Kirat Pal Dhaliwal, Advocate
for the petitioner (s).

Mr. Amandeep Singh Gill, Sr. DAG, Punjab.

KARAMJIT SINGH, J.(Oral)

Case has been heard through video conferencing on account of
COVID-19 Pandemic.

The present petition has been filed under Section 438 Code of
Criminal Procedure for grant of anticipatory bail to the petitioner in case
FIR No.151 dated 31.5.2020 registered for the offences punishable under
Sections 15 and 29 of NDPS Act at Police Station Bhawanigarh, District
Sangrur.

Heard.

The bail application is contested by the learned State counsel.
Reply by way of affidavit of Gobinder Singh, Deputy Superintendent of
Police, Sub Division Bhawanigarh, District Sangrur is taken on record.

As per the allegations appearing in the FIR, the police received
secret information against Jatinder Kumar, Prince and Sukhwinder Singh to

of the said secret information, *naka* was laid and the aforesaid three persons were apprehended along with 105 KG of poppy husk. Petitioner-Gurjant Singh was nominated as accused in this case on the basis of disclosure statement made by aforesaid Jatinder Kumar, with whom, he was having contact through mobile phone.

Learned State counsel, on the instructions of SI Santokh Singh, has submitted that the petitioner joined investigation with the police in compliance of the previous order dated 25.9.2020 passed by this Court and he cooperated with the police during the investigation and is not required by the police for any further investigation. It also appears that in this case, no contraband was recovered from the conscious possession of the petitioner. The alleged recovery has already been effected in this case. So, no purpose will be served, even if the petitioner is sent to police custody, at this stage.

Consequently, without making any comment on the merits of the case, this petition is allowed and order of interim bail dated 25.9.2020 passed by this Court is hereby made absolute. The petitioner shall abide by the conditions as envisaged under Section 438 (2) of Cr.P.C.

October 5, 2020

Paritosh Kumar

**(KARAMJIT SINGH)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No