

210

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

CRM-M-33899-2020 (O&M)

Date of decision: 30.10.2020

Gurbhej Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Kulbhushan Raheja, Advocate for the petitioner.

Ms. Samina Dhir, DAG, Punjab.

ANIL KSHETARPAL, J. (ORAL)

On 21.10.2020, the following order was passed by this Court:-

“The petitioner prays for grant of pre-arrest bail in a criminal case arising from FIR No.89 dated 19.6.2020 registered under Section 15 of the NDPS Act, 1985, at Police Station Khuian Sarwar, District Fazilka.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR and he is sought to be falsely implicated on the basis of the statement of a co-accused, which is not admissible in evidence.

Notice of motion.

On the request of the Court, Mr. Bhupender Beniwal, AAG, Punjab accepts notice on behalf of the State of Punjab and prays for time to seek instructions.

Adjourned to 30.10.2020.

Keeping in view the facts of the case, this Court is of

the considered view that let the petitioner join investigation.

In the meantime, in the event of arrest, the petitioner shall be released on interim bail subject to furnishing personal bonds and 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.”

Ms. Samina Dhir, DAG, Punjab, on instructions from SI Davinder Singh, has stated that the petitioner has joined investigation, cooperated and not required for further custodial interrogation.

In view thereof, the order dated 21.10.2020 passed by this Court is ordered to be made absolute.

Accordingly, the present petition is allowed.

30.10.2020

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No