

CRM-M-37439-2020

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

CRM-M-37439-2020

Date of decision:21.12.2020

Kamaljit Singh alias Gola

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Kamaljeet Singh Mamrat, Advocate for the petitioner.

Mr. Rana Harjasdeep Singh, DAG, Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Through this petition, the petitioner seeks anticipatory bail in case bearing FIR No138 dated 30.08.2019, registered at Police Station Nihal Singh Wala, District Moga, under Section 15 of the Narcotic Drugs and Psychotropic Substances Act, 1985 Act and Sections 420, 465, 468 and 471 IPC (added subsequently vide DDR No.40 dated 05.09.2020).

This Court, on 16.11.2020, passed the following order:

“Case is taken up for hearing through video conferencing.

Through this petition, the petitioner seeks anticipatory bail in case FIR No138 dated 30.08.2019, registered at Police Station Nihal Singh Wala, District Moga, under Section 15 of NDPS Act and Sections 420, 465, 468 and 471 IPC (added subsequently vide DDR No.40 dated 05.09.2020).

Learned counsel for the petitioner submits that the petitioner is not named in the FIR and he has no role to play in the commission of the alleged offence and being a stamp vendor, he has only issued a stamp paper in favour of one Gurdev Singh; and that Suresh Goyal, notary public, has since been granted the benefit of anticipatory bail by this Court vide order dated 05.11.2020 passed in CRM-M-28838-2020.

Notice of motion.

On the asking of this Court, Mr. B.S.Sewak, Addl. A. G.

CRM-M-37439-2020

Punjab, accepts notice on behalf of the respondent-State, and submits that the petitioner has issued the stamp paper on back date for preparing a lease deed in the name of driver to release the truck.

Adjourned to 21.12.2020.

Meanwhile, the petitioner is directed to join the investigation and if he is sought to be arrested, he shall be released on interim bail to the satisfaction of Investigating Officer/Arresting Officer subject to the conditions as envisaged in Section 438 (2) of the Code of Criminal Procedure, and further subject to the condition that he will produce the stamp register maintained by him before the Investigating Officer.”

Learned counsel for the petitioner submits that pursuant to the order dated 16.11.2020 passed by this Court, the petitioner has joined the investigation and produced the stamp paper register maintained by him before the Investigating Officer.

Learned State counsel, on instructions from ASI Beant Singh, submits that the petitioner has joined the investigation and is now not required for any further investigation.

In view of the above, without commenting on the merits of the case, the present petition is allowed and the order dated 16.11.2020 granting interim bail to the petitioner, is made absolute, subject to the conditions laid down in Section 438 (2) Cr.P.C.

21.12.2020
ishwar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No