

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(209)

CRM-M No.34747 of 2019

Date of decision: 12.03.2020

Satpal Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Sandeep Kumar Passi, Advocate
for the petitioner.

Mr. Ramandeep Sandhu, Sr. DAG, Punjab.

RAJ MOHAN SINGH, J. (Oral)

Petitioner seeks grant of anticipatory bail under Section 438 Cr.P.C in case bearing FIR No.148 dated 19.07.2019 under Sections 22 of the NDPS Act and later on added Section 29 of the NDPS Act, registered at Police Station Sadar Ferozepur, District Ferozepur.

Learned counsel for the petitioner states that the petitioner was nominated on the basis of disclosure statement of co-accused Magh Singh @ Mangu. Recovery has been effected from the co-accused and even challan has been presented against the co-accused Magh Singh @ Mangu. He has further submitted that the call details between the co-accused and the petitioner are not in relation to the alleged contraband. Vide order dated 27.08.2019 interim bail was granted to the petitioner.

Learned counsel for the petitioner further submits that in

pursuance to the order dated 27.08.2019, petitioner has joined the investigation on 15.11.2019.

Learned State counsel, on instructions, from SI Amandeep Kaur, states that petitioner has joined investigation but he is not cooperating with the investigating officer.

Learned counsel for the petitioner refutes the aforesaid assertion on the ground that licence retention letter has already been supplied to the investigating officer and the petitioner is still ready to cooperate in the investigation.

In view of the aforesaid factual position, order dated 27.08.2019 is made absolute. However, petitioner shall keep on joining the investigation as and when required to do so and shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

It is made clear that if the petitioner does not co-operate with the investigating officer, the investigating officer would be at liberty to seek cancellation of anticipatory bail of the petitioner.

Petition stands disposed of.

(RAJ MOHAN SINGH)
JUDGE

12.03.2020

Pardeep

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No