

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-55344-2019 (O&M)

Date of decision: 16.01.2020

Charanjit Singh

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Rakesh Kumar, Advocate
for the petitioner.

Mr. Ajay Pal Singh Gill, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail in FIR No.162 dated 06.08.2019 under Sections 21/22/29 of NDPS Act, registered at Police Station Kotwali, District Kapurthala.

Learned counsel for the petitioner submits that as per allegations in the FIR, on 06.08.2019, the police party apprehended Inderjit Singh @ Inder and Baljit Singh @ Kishan and recovered 100 gram of heroine and 260 gram of intoxicant powder from them. In their disclosure statements, name of the petitioner surfaced and he was also added as accused in the present FIR, by invoking Section 29 of NDPS Act. It is further submitted that the petitioner is not involved in any other case under the NDPS Act and it is a matter of trial, whether his active involvement is there.

Learned State counsel, on instructions from ASI Mangat Singh, has not disputed the factual position and the fact that the petitioner is not involved in any other case under the NDPS Act.

In view of the above, this petition is allowed and the petitioner is granted the concession of anticipatory bail subject to the conditions envisaged under Section 438 (2) Cr.P.C.

It will be open for the Investigating Officer to call the petitioner in police station, by giving a notice in writing, if he is required for joining the investigation.

[ARVIND SINGH SANGWAN]
JUDGE

16.01.2020
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No