

Gurdev Singh @ Goli

.....Petitioner

Vs.

State of Punjab

....Respondent

CORAM : HON'BLE MR.JUSTICE AMOL RATTAN SINGHPresent: Mr. Lakhwinder Singh Mann, Advocate,
for the petitioner.

Mr. S.S.Cheema, AAG, Punjab.

AMOL RATTAN SINGH, J. (Oral)

Case heard via video conference.

On January 08, 2021, the following order had been passed by this court (co-ordinate bench):-

“The matter has been taken up for hearing through video conferencing due to outbreak of COVID-19.

Counsel for the petitioner submits that apart from the fact that there is no other case against the petitioner under the NDPS Act, it is humanly not possible to flee from the scene of occurrence in the presence of police party. Moreover, the recovery of 10 grams heroin was effected from the possession of the co-accused and there is no disclosure statement of co-accused.

Notice of motion for 08.04.2021.

In the meantime, in the event of arrest of the petitioner, he shall be released on ad-interim bail to the satisfaction of the arresting officer. However, the petitioner shall join the investigation as and when directed by the investigating agency and shall abide by the terms and conditions laid down under Section 438(2) Cr.P.C.”

Thereafter, the turn of the case never having come up till today, learned State counsel submits, on instructions from ASI Narinder Singh, that

the petitioner did join investigation and presently at least his custodial interrogation is not required.

That being so, without making any comment on the actual merits of the case, this petition has actually been rendered infructuous and is disposed of as such.

However, if the petitioners' custodial interrogation is required at any stage hereinafter, in the context of the FIR in question, he would be given 10 days notice before arrest, duly shown to be served upon him.

October 26, 2021

dharamvir

**(AMOL RATTAN SINGH)
JUDGE**

Whether speaking/reasoned : YES
Whether Reportable : NO