

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

CRM-M-2412 of 2021

DECIDED ON: 16th FEBRUARY, 2021

Gurpreet Singh @ Peeta

.....PETITIONER

VERSUS

State of Punjab

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Naveen Sharma, Advocate for petitioner.

Ms. Samina Dhir, DAG Punjab.

AVNEESH JHINGAN, J (ORAL)

The matter is taken up for hearing through video conference due to COVID-19 situation.

This is a petition seeking grant of anticipatory bail.

On 18.01.2021, the following order was passed:

"This is a petition for anticipatory bail in FIR No. 259 dated 18.12.2020, under Sections 21 and 29 of the Narcotic Drugs & Psychotropic Substance Act, 1985, registered at Police Station Talwandi Sabo, District Bathinda.

The police party during patrolling found one Maruti car bearing registration No. PB-03H-1355 parked near Kanda (weighing bridge). Two boys sitting in the car were having transparent polythene. On checking, 37 grams of heroine was recovered from their possession. They disclosed their identity as Amrik Singh and Gursewak Singh @ Sewak. It is recorded in the FIR that on little interrogation, the boys stated that they had brought this narcotic substance from Gurpreet Singh alias Peeta (petitioner) and the car belongs to him.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated merely because he is accused in other two FIRs, submission is that the recovery from the co-accused is of 37 grams heroine which is non-commercial.

Learned counsel for the State, on instructions from ASI-Nirmal Singh, submits that the petitioner was earlier involved in two FIRs, and in one case he has been convicted. She further submits that the petitioner is the owner of the car and the accused apprehended at the spot stated that they had brought the narcotic substance from the petitioner.

Considering that the name of the petitioner surfaced in the statement of the co-accused and the quantity recovered is non-commercial, the petitioner is granted interim bail subject to his joining investigation within two weeks from today. He shall be bound by the conditions under Section 438(2) Cr.P.C.

Adjourned to 16.2.2021."

Learned counsel for the petitioner submits that the petitioner has joined investigation.

Learned State counsel on instructions from ASI Gurdas Singh submits that petitioner has joined the investigation and no custodial interrogation is required.

In view of the above, the interim bail granted to the petitioner on 18.1.2021 is made absolute.

The petition stands disposed of.

(AVNEESH JHINGAN)
JUDGE

16th FEBRUARY, 2021

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<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether reportable</i>	<i>No</i>