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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-4956-2021
Date of decision-31.08.2021

BITTU KUMAR

...Petitioner

Vs.

STATE OF PUNJAB

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. G.S. Dhillon, Advocate
for the petitioner.

Mr. Ramandeep Singh Sandhu, Sr. DAG, Punjab.

MANOJ BAJAJ, J. (ORAL)

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.199 dated 10.12.2020 under Sections 18/21/29/61/85 NDPS Act & Section 25 NDPS Act (added later on), registered at Police Station City-1 Mansa, District Mansa. The petitioner apprehended his arrest at the hands of Police, in the above FIR.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 16.03.2021, whereby, the interim protection was extended to the petitioner. The said order reads as under:-

“Written reply filed by the State counsel be taken on record.

Learned counsel for the petitioner states that petitioner is ready and willing to join the investigation. Learned State counsel submits that he be directed to do so since he needs to be confronted with the call details record reflecting mobile calls between petitioner Bittu Kumar and co-accused Mange Ram and Balkar Singh, who had been arrested by the police with contraband.

Under such circumstances, the petitioner is directed to join investigation by contacting the Investigating Officer within 7 days from today and render all sort of cooperation. The petitioner has to surrender his Passport before the Investigating Officer, if he has got one, otherwise to furnish affidavit in that regard. The next date of hearing is fixed as 11.5.2021. If, in the meanwhile, he is arrested, he be released on interim bail to the satisfaction of the Investigating Officer/Arresting Officer.”

Learned counsel for the petitioner further contends that in deference to the said order, the petitioner submitted himself before the Police and joined the investigation. According to him, the petitioner cooperated with the Police Authorities during the investigation and furnished requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel who is assisted by SI Joginder Pal does not dispute this fact that the petitioner has joined the investigation and he is not required for custodial interrogation for the time being. He further states that final report also stands filed.

Considering the above, the petition is allowed and the interim bail granted by this Court vide order dated 16.03.2021 is made absolute.

(MANOJ BAJAJ)
JUDGE

31.08.2021

Vipin kumar

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No