

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

208

CRM-M-6143-2020

Date of Decision: 18.08.2021

Sukhwinder Kaur @ Sadhi

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. L.S.Sidhu, Advocate, for the petitioner.

Mr. Ajay Pal Singh Gill, DAG, Punjab,
assisted by ASI Mohkam Singh.

(proceedings conducted through video conferencing)

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner has approached this Court seeking grant of anticipatory bail in respect of a case registered against her vide FIR No.190 dated 06.11.2019 at Police Station Nihal Singh Wala, District Moga, under Section 22 of the NDPS Act.
2. The FIR was lodged pursuant to receipt of a secret information to the effect that the petitioner indulged in the sale of narcotic tablets. The information was further to the effect that even on the given day, she was waiting for customers while standing at the gate of her house. Pursuant to receipt of said information, a raid was conducted, but said Sukhwinder Kaur upon noticing the police party managed to flee from the spot while throwing a plastic envelope on the ground. The search of the said plastic envelope led to recovery of 400 tablets of Clovidol 11 SR (Tramadol).

3. Learned counsel for the petitioner has submitted that apparently it is a false case registered against the petitioner inasmuch as it is highly unlikely that despite receipt of prior secret information, the petitioner could manage to escape in the presence of the police officials.
4. Learned State counsel has, however, opposed the petition while submitting that since she is specifically named in the FIR, no case for grant of bail is made out. Learned State counsel has, however, informed that pursuant to interim directions issued by this Court, the petitioner has since joined investigation and that she is not wanted in any other case.
5. Having regard to the fact that the petitioner is a lady and was not arrested at the spot and has already joined investigation and is not stated to be involved in any other case, the petition is accepted and the interim directions issued by this Court vide order dated 12.02.2020 are hereby made absolute subject to the condition that the petitioner shall join investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

18.08.2021

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**(GURVINDER SINGH GILL)
JUDGE**

Whether speaking/reasoned: **Yes/No**
Whether reportable: **Yes/No**