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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.7225 of 2020 (O&M)
Decided on: 06.07.2021

Sukhwinder Singh

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

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

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No.364 dated 11.12.2019 registered under Sections 22 and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station Bhawanigarh, District Sangrur.

The operative part of the order dated 04.03.2020, vide which interim anticipatory bail has been granted to the petitioner, is reproduced as under:-

“...According to prosecution, Kaur Singh co-accused of the petitioner was arrested with 290 tablets of Alprazolam and 170 of Tramadol, which are prohibited drugs under the Act.

Learned counsel inter alia contends that petitioner has falsely been implicated on the statement of his co-accused, which is a very weak type of evidence. FSL report has not yet been received. Therefore, it is difficult to say that alleged recovery was a narcotic substance. In another

CASE HEARD THROUGH VIDEO CONFERENCING

case against the petitioner, he has been acquitted....”

Counsel for the petitioner has submitted that, in pursuance to the order dated 04.03.2020, the petitioner has appeared before the Investigating Officer and has joined the investigation.

Counsel for the State, on instructions from ASI Suraj Khan , has not disputed the aforesaid fact and submits that the petitioner is no more required for further investigation.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 04.03.2020 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

(ARVIND SINGH SANGWAN)
JUDGE

06.07.2021
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Whether speaking/reasoned Yes/No

Whether reportable: Yes/No