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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.14192 of 2021
Date of Decision:13.07.2021

PARAMJEET SINGH @ PAMMAPetitioner
Vs
STATE OF PUNJABRespondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present:Mr. Parvesh Sachdeva, Advocate
for the petitioner.

Mr. Sandeep Kumar, DAG, Punjab.

RAJ MOHAN SINGH, J. (Oral)

The case has been taken up for hearing through video conferencing.

Petitioner seeks grant of anticipatory bail under Section 438 Cr.P.C in case bearing FIR No.41 dated 21.02.2021 registered under Sections 15-61-85 of NDPS Act, 1985 at Police Station Sadar Fazilka, District Fazilka.

On 09.04.2021 following order was passed-:

"The case has been taken up for hearing through video conferencing.

Learned counsel for the petitioner contends that the petitioner was nominated on the basis of disclosure statement of Mohinder Singh from whom recovery of 60 kgs of poppy husk was made. Though the petitioner has been named in the FIR, but the recovery has been effected from the place of Mohinder

Singh.

Notice of motion for 13.07.2021.

*In the meanwhile, petitioner is directed to appear before the SHO/Investigating Officer to join investigation on **16.04.2021** at 11.00 A.M. and in the event of his arrest, he shall be enlarged on ad interim bail, on his furnishing requisite bail bonds/surety bonds subject to the satisfaction of Arresting Officer. However, petitioner shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.*

It is made clear that grant of interim order shall not be taken to be an expression on merits of the case in any manner. The case shall be considered on merits on the adjourned date.”

Learned counsel for the petitioner submits that though the petitioner has been named in the FIR but recovery has been effected from co-accused Mahinder Singh. Even though the recovery has been effected to corroborate the correctness of secret information but the fact remains that the petitioner has been nominated on the basis of disclosure statement of Mahinder Singh. Co-accused Bhajan Singh has been granted benefit of anticipatory bail vide order of even date in CRM-M No.22940 of 2021.

Learned counsel for the petitioner submitted that in compliance of the order dated 09.04.2021, the petitioner has joined the investigation to the entire satisfaction of the Investigating Officer.

Learned State counsel on instructions from ASI Balkar Singh admitted the aforesaid fact and submitted that the

petitioner is no more required for further investigation of the case.

In view of aforesaid factual position, the interim order dated 09.04.2021 is made absolute. Petitioner shall keep on joining the investigation as and when required to do so and he shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

Petition stands disposed of.

13.07.2021
Amandeep

(RAJ MOHAN SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No