

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

204

CRM-M-11304-2020

DATE OF DECISION: 19.08.2021

BALWINDER SINGH ALIAS BINDER

... Petitioner(s)

Versus

STATE OF PUNJAB

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Arshdeep Singh Kler, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

Heard through video conferencing.

The petitioner is seeking anticipatory bail in FIR No. 87 dated 10.08.2019, under Section 21 of the NDPS Act, registered at Police Station Jhabal, District Taran Tarn.

A coordinate Bench of this court on 18.03.2020 had passed the following order:-

“Prayer in the present petition is for grant of pre-arrest bail to petitioner in case F.I.R. No.87 dated 10.08.2019 under Section 21 of the N.D.P.S. Act, 1985, registered at Police Station Jhabhal, District Tarn Taran.

Learned counsel for the petitioner inter alia contends that petitioner has no nexus whatsoever with the alleged offence, whereas he (petitioner) has been roped in the instant case FIR on the disclosure statement of co-accused-Sukhwinder Singh @ Laddi. He further submits that alleged recovery of contraband has already been effected from above said co-accused.

He further urges that petitioner is ready to join investigation as and when required by the Investigating Agency.

Notice of motion.

At the asking of Court, Mr. Harbir Sandhu, Assistant Advocate General, Punjab, accepts notice on

behalf of respondent-State and seeks time to file detailed reply. Complete copy of paper book be supplied to him during the course of the day.

Adjourned to 11.05.2020.

Meanwhile, in the eventuality of arrest of petitioner in the instant case, he shall be enlarged on interim bail subject to his furnishing personal bond/surety bond to the satisfaction of Investigating Officer/Arresting Officer. Petitioner shall join investigation as and when called upon to do so by the Investigating Agency. Petitioner shall abide by the conditions as laid down under Section 438(2) Cr.P.C. in letter and spirit.”

Learned State counsel, upon instructions from ASI Amarjit Singh, states that the petitioner has joined investigation.

In view of the above, especially when the petitioner having joined investigation, the order dated 18.03.2020 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

19.08.2021

SwarnjitS

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