

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-18320-2021 (O&M)
Date of decision: 30.09.2021

Gurwant Singh @ Gurbant Singh @ Sunny

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. A.S. Brar, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail in FIR No.148 dated 28.12.2020 under Sections 18/29 of NDPS Act, registered at Police Station Sadar Rampura, District Bathinda.

While granting interim bail to the petitioner, following order was passed by this Court on 11.05.2021: -

“...Counsel submits that as per the prosecution version the recovery of one Kilogram of opium had been effected from co-accused namely Rajvir Singh and Jaspal Kaur (wife of the petitioner). It is contended that the petitioner is sought to be implicated only on the basis of a confessional statement made by his wife in custody. It is urged that it is a case of false implication and the petitioner is not involved in any other case under the

NDPS Act.

Notice of motion.

Since advance copy of the petition had already been served upon the State of Punjab, Mr.Sarabjit Singh, learned AAG, Punjab has joined proceedings and accepts notice.

Learned State counsel concedes that the petitioner is not involved in any other case under the NDPS Act...”

Learned counsel for the petitioner submits that in pursuance of the aforesaid order, the petitioner has joined the investigation and is not required for any further investigation.

Learned State counsel, on instructions from ASI Sukhminder Singh, has not disputed the factual position and states that the petitioner is no more required for any further investigation.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 11.05.2021 is made absolute subject to the conditions envisaged under Section 438 (2) Cr.P.C.

[ARVIND SINGH SANGWAN]
JUDGE

30.09.2021
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No