

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

209

CRM-M-20203-2021

Date of Decision: 07.10.2021

Talwinder @ Kindro

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Ashok Giri, Advocate,
for the petitioner.

Mr. Ajay Pal Singh Gill, DAG, Punjab,
assisted by ASI Avtar 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 him vide FIR No.55 dated 14.04.2021 at Police Station Bhogpur, District Jalandhar, under Section 21-B of the NDPS Act (Section 29 of the NDPS Act added later on).
2. At the time of issuance of notice of motion, the following order was passed:

“Learned counsel for the petitioner submits that during the course of routine checking by the police, two persons who were going on an Aactiva scooter searched. While the driver of the Aactiva scooter namely Avtar Singh was found in possession of 10 grams of ‘Heroin’, the pillion rider namely Gurdev Singh was found to be in possession of 40 grams of ‘Heroin’.

Learned counsel submits that the petitioner has been nominated as an accused subsequently on the basis of a disclosure statement allegedly made by Gurdev Singh and that in fact the petitioner was never ever present at the spot.

Notice of motion for 7.10.2021.

xx xx xx”

3. Learned State counsel upon instructions has informed that pursuant to interim directions issued by this Court, the petitioner has since joined investigation and is not required for any custodial interrogation and that he is not wanted in any other case.
4. Having regard to the aforestated position wherein the petitioner is stated to have joined investigation and is not wanted in any other case, the petition is accepted and the interim directions issued by this Court vide order dated 20.05.2021 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.

07.10.2021

Vimal

(GURVINDER SINGH GILL)
JUDGE

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