

In the High Court of Punjab and Haryana at Chandigarh

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**CRM-M-26429-2021 (O & M)
Date of Decision: August 09, 2021**

GURPREET SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Bishan Dass Rana, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

Case taken up through video conferencing.

The petitioner is seeking anticipatory bail in FIR No. 17 dated 15.03.2021, under Sections 21, 23, 27-A, 29, 61, 85 of the Narcotic Drugs and Psychotropic Substances Act, 1985 ('NDPS Act' - for short), besides Section 3 of the Passport Act, 1967 and Section 14 of the Foreigners Act, 1946 and Sections 353 and 186 of the Indian Penal Code, 1860, registered at Police Station Bhindi Saidan, Amritsar, District Amritsar.

Learned counsel for the petitioner contends that it is alleged in the FIR that four co-accused were arrested at the spot on suspicion of smuggling at the Indo-Pak border. Four accused including the brother of the petitioner, who had been arrested at the spot, have been granted regular bail. No recovery of any incriminating material has been effected from the co-accused. It is alleged that the petitioner had run away from the spot. He, however, contends that it would not be possible for the petitioner to have run away in the presence of several personnel of the Border Security Force. The petitioner is not involved in any other criminal case.

This Court, by the order dated 12.07.2021, had directed the petitioner to appear before the Investigating Officer and join the investigation and in the event of his arrest, he was ordered to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, upon instructions from Sub-Inspector Tarlok Singh, states that the petitioner has joined investigation.

In view of the above and the petitioner having joined investigation, the order dated 12.07.2021 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

August 09, 2021
A.Kaundal

Whether speaking/ reasoned	:	Yes/No
Whether Reportable	:	Yes/No