

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(101-A)

CRM No. M-22544 of 2020

Date of Decision : 17.11.2021

Baljeet Singh @ Kaka

....Petitioner

Versus

State of Punjab

....Respondent

(Through Video Conferencing)

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. I.P.S. Kohli, Advocate for the petitioner.

Mr. Sandeep Singh Deol, Deputy Advocate General, Punjab.

Harsimran Singh Sethi, J. (Oral)

The petitioner is seeking anticipatory bail in FIR No. 123 dated 17.06.2020, registered under Section 21 (Section 29 added later on) of Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station Dharamkot, District Moga.

Learned counsel for the petitioner contends that the petitioner has joined investigation in terms of order passed by a Co-ordinate Bench of this Court dated 13.08.2020. Order dated 13.08.2020 is as under:-

“The Court has been convened through video conferencing due to Covid-19 pandemic.

Counsel for the petitioner has contended that the petitioner has been roped in on the basis of the statement of Palwinder Singh @ Laddi on the allegation that the petitioner was a prospective buyer of the contraband. Recovery of 260 grams of heroin was effected from the car which does not belong to the petitioner and was parked at the house of Palwinder Singh @ Laddi.

Notice of motion.

On the asking of the Court, Mr. Pawan Sharda, Deputy Advocate General, Punjab who is available on conference call, accepts notice on behalf of the respondents.

Adjourned to 09.09.2020.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, he shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting Investigating Officer. He shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

Learned State counsel, who has joined the proceedings of this Court through video conferencing, on instructions from SI Major Singh states that in terms of the order passed by the co-ordinate bench of this Court reproduced before, the petitioner has joined the investigation and no further interrogation of the petitioner is required at this stage.

In view of the above, the order dated 13.08.2020 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.

In case at any given point of time hereinafter, it is felt by the Investigating Agency that petitioner is required for the investigation but is not co-operating, it will be at liberty to approach this Court for passing appropriate orders.

The petition stands disposed of.

November 17, 2021
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether reasoned/speaking? Yes
Whether reportable? No