

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(210)

CRM-M-32183-2021

Date of decision:- 29.10.2021

Rajender Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Ms. Suman Kumari, Advocate for the petitioner.

Mr. Prabhjot Singh Walia, AAG, Punjab.

...

SUVIR SEHGAL, J. (Oral)

While granting interim protection to the petitioner, this Court passed the following order on 16.08.2021:-

“This is a petition filed under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No. 22, dated 1.3.2021 registered under Section 21 of NDPS Act, 1985 at Police Station Khuian Sarwar, District Fazilka.

The allegations against petitioner in FIR are that Kulbir Singh was apprehended. 6 grams of heroin was recovered from him. The name of petitioner is alleged to have surfaced in the disclosure statement of co accused Kulbir Singh who stated that petitioner had supplied said contraband to him.

Learned counsel for petitioner states that recovery is non commercial. Petitioner has clean antecedents. He has been falsely involved in this case.

Notice of motion.

*Mr. Sarabjit Singh Cheema, AAG Punjab
accepts notice on behalf of State.*

Adjourned to 29.10.2021.

*In the meanwhile, in the event of arrest of
petitioner, he shall be released on interim anticipatory
bail to the satisfaction of Arresting Officer/Investigating
Officer. He will join investigation as and when called for
and cooperate in same. He will abide by conditions of
Section 438 (2) Cr.P.C.”*

Learned State counsel, upon instructions, from ASI, Balbir Singh submits that the petitioner has joined the investigation and he is no longer required for custodial interrogation. He has further instructions to state that the petitioner is not involved in any other criminal case.

In view of the above facts, but without commenting on the merits of the case, the present petition is allowed. Order dated 16.08.2021 is made absolute, subject to the conditions laid down in Section 438 (2) of the Code of Criminal Procedure.

(SUVIR SEHGAL)
JUDGE

29.10.2021
Kamal

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No