

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

(206-1)

CRM-M-32385-2021

Date of decision: 08.10.2021

Satish Kumar @ Sonu

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Dr. Anmol Rattan Sidhu, Senior Advocate with
Mr. Harlove Singh Rajput, Advocate
for the petitioner.

Mr. Sidakmeet Singh Sandhu, AAG, Punjab
for respondent-State.

...

SUVIR SEHGAL, J. (Oral)

Heard through video conferencing.

While granting interim protection to the petitioner, this Court
passed the following order on 12.08.2021:-

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

*Instant petition has been filed under Section
438 of the Code of Criminal Procedure, 1973 seeking
anticipatory bail in case FIR No.179 dated 28.07.2021*

under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (Section 29 was added later on), registered at Police Station City Nawanshahr, District Shaheed Bhagat Singh Nagar (Annexure P-1).

Counsel for the petitioner contends that the petitioner has been arraigned as an accused on the basis of disclosure statement of Harkirat Singh @ Kirat from whom recovery of 275 Injections of Buprenorphine and Avil was effected. He submits that the statement of co-accused made in the police custody is not admissible in evidence. Still further, he submits that some recovery has been effected from petitioner's brother and sister, who have been arrested. He urges that the petitioner, who has clean antecedents, is ready to join the investigation and cooperate with the Investigating Agency.

Notice of motion.

On asking of the Court, Mr. Sandeep Singh Deol, DAG, Punjab accepts notice on behalf of respondent-State.

List on 08.10.2021.

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.”

Upon instructions, from SI – Surinder Pal, State counsel submits that petitioner has joined the investigation. He is no longer required and there is no other criminal case against the petitioner

In view of the above fact, but without commenting on the merits of the case, the present petition is allowed. Order dated 12.08.2021 is made absolute, subject to the conditions laid down in Section 438 (2) of the Code of Criminal Procedure.

(SUVIR SEHGAL)
JUDGE

08.10.2021
Pardeep

Whether Speaking/Reasoned	Yes
Whether Reportable	Yes/No