

**201-A IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRM-M-31714-2020
Date of decision-04.01.2021**

**Manpreet Singh and another ...Petitioners
Vs.
State of Punjab ...Respondent**

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Sandeep Arora, Advocate for the petitioners.

Mr. M.S.Nagra, AAG, Punjab.

MANOJ BAJAJ, J.

This petition has been filed by the petitioners under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.007 dated 08.01.2020 under Section 21 Narcotic Drugs and Psychotropic Substances Act, 1985 registered at Police Station Rama Mandi, District Jalandhar. The petitioners apprehended their arrest at the hands of Police, in the above FIR.

Learned counsel for the petitioners has invited the attention of the Court to the order dated 08.10.2020, whereby while issuing notice of motion to the respondent-State, the interim protection was extended to the petitioners. The said order reads as under:-

“As the Webex link provided for online hearing is down, therefore, the matter has been taken up through Whatsapp connection.

Learned counsel contends that the alleged contraband was recovered from two accused persons, namely, Davinder Singh @ Kala and Gurpreet Singh @ Gopi and petitioners were not even present at the spot, who have been indicted subsequently on the basis of disclosure statement of co-accused. Further, reliance is placed upon order dated 06.10.2020 passed by this Court

in CRM-M-11934-2020 in respect of similarly situated accused, namely, Rajveer Singh @ Rajbir Singh.

Notice of motion for 04.01.2021.

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

To be heard alongwith CRM-M-11934-2020.”

Learned counsel for the petitioners further contends that in deference to the said order, the petitioners submitted themselves before the Police and joined the investigation. According to him, the petitioners cooperated with the Police Authorities during the investigation and furnished requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel who is assisted by SI Bram Lal does not dispute this fact that the petitioners have joined the investigation and they are not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 08.10.2020 is made absolute.

(MANOJ BAJAJ)
JUDGE

04.01.2021

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