

In the High Court of Punjab and Haryana at Chandigarh

202

CRM-M-42707-2020 (O & M)
Date of Decision: December, 03, 2021

KULWINDER SINGH @ KINDI

....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr.C.L. Verma, Advocate for the petitioner.

Mr. Karanbir Singh, AAG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

Case taken up through video conferencing.

The petitioner is seeking anticipatory bail in FIR No.152 dated 07.10.2020, under Sections 21/22/25 of the NDPS Act, registered at Police Station Sidhwan Bet, District Ludhiana.

Learned counsel for the petitioner contends that no recovery has been effected from the petitioner. Recovery of 100 grams of heroin is alleged to have been effected from the co-accused Rajinder Singh. It is alleged that the petitioner had run away. He, however, contends that it would not be possible for the petitioner to have run away in the presence of 07 armed police officials.

A Coordinate Bench of this Court, by the order dated 17.12.2020, 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 states that although the petitioner has joined investigation but he is involved in another case wherein 30 grams of heroin was allegedly recovered from him.

In view of the above and the petitioner having joined investigation, the order dated 17.12.2020 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.

The petition stands disposed of.

The petitioner shall appear before the Police Station Sidhwan Bet, District Ludhiana on every alternate Monday till the conclusion of the trial. He shall also furnish his mobile number to the SHO of the Police Station Sidhwan Bet, District Ludhiana and keep the location of his phone on.

(ANUPINDER SINGH GREWAL)
JUDGE

December, 03, 2021
A.Kaundal

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