

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

201

CRM-M-49382-2019

Date of Decision:01.07.2021

LAKHWINDER SINGH

...PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Tarun Sharma, Advocate
for the petitioner.

Mr. Sandeep Singh Deol, DAG, Punjab.

SUVIR SEHGAL, J.(ORAL)

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

Through the instant petition under Section 438 of Code of Criminal Procedure, 1973, the petitioner seeks anticipatory bail in case FIR No.57 dated 07.10.2019, registered under Section 15 of Narcotic Drugs and Psychotropic Substances Act No.61 of 1985, at Police Station Fatehgarh Panjtoor, District Moga.

On 04.02.2020, this Court had passed the following order:-

“Learned counsel for the petitioner submitted that the petitioner has been implicated in a false case and motorcycle from which contraband was recovered was forcibly taken from his residence. He further submitted that the recovery of 13 Kg 500 grams of poppy husk is non commercial.

Learned State counsel, on instructions from ASI Kuldeep Singh has opposed the petition.

Heard.

List on 17.04.2020.

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

Learned State counsel upon instructions from ASI Ajit Singh, states 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 case under the provisions of NDPS Act.

In view of the said facts, without commenting on the merits of the case, the present petition is allowed and the order dated 04.02.2020 granting interim bail to the petitioner is made absolute, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure.

01.07.2021
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(SUVIR SEHGAL)
JUDGE

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