

201

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CRM-M No.54858 of 2019 (O&M)  
Decided on: 24.11.2021

Balwinder Kumar

....Petitioner

Versus

State of Punjab

....Respondent

**CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN**

**Present :** Mr. Anter Preet Singh, Advocate  
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

**ARVIND SINGH SANGWAN, J. (Oral)**

The petitioner prays for grant of anticipatory bail in FIR No.65 dated 14.07.2019, registered under Section 21 and 29 of the NDPS Act at Police Station Kathgarh, District S.B.S. Nagar (Nawanshahr).

The operative part of the order dated 20.12.2019, vide which interim anticipatory bail has been granted to the petitioner, is reproduced as under:-

*“...Learned counsel for the petitioner contends that the petitioner is neither named in the FIR nor any recovery has been effected from him. He also contends that the petitioner has been arraigned as an accused on the statement of co-accused. The petitioner is not involved in any other case.*

*Issue notice to the respondent returnable on 14.01.2020.*

*The arrest of the petitioner shall remain stayed till*

*the next date of hearing....”*

Counsel for the petitioner has submitted that, in pursuance to the order dated 20.12.2019, the petitioner has appeared before the Investigating Officer and has joined the investigation.

Counsel for the State, on instructions from the Investigating Officer, has not disputed the aforesaid fact and submits that the petitioner is no more required for further investigation.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 20.12.2019 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

**(ARVIND SINGH SANGWAN)**  
**JUDGE**

**24.11.2021**  
*yakub*

## Whether speaking/reasoned

Yes/No

Whether reportable:

Yes/No