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

**CRM-M-25603-2022 (O&M)
Date of Decision: 02.06.2022**

Manjot Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. A.K. Walia, Advocate,
for the petitioner.

HARSIMRAN SINGH SETHI J. (ORAL)

CRM-21266-2022:

Allowed as prayed for subject to all just exceptions.

CRM-M-25603-2022:

Learned counsel for the petitioner argues that the petitioner had earlier filed CRM-M-52947-2021, seeking anticipatory bail in FIR No.131, dated 21.11.2021, under Sections 22/61 of the NDPS Act (Section 29 of the NDPS Act added later on vide DDR No.29, dated 23.11.2021), registered at Police Station Ghuman, District Batala (Annexure P-1), in which case, the petitioner was involved on the basis of the disclosure statement of the other co-accused.

Learned counsel for the petitioner submits that the petitioner was granted the concession of anticipatory bail in the said writ petition by this Court, vide order dated 22.02.2022, but now the said benefit is not being extended to the petitioner on the ground that Section 25 of the NDPS

Act, which section was later on added in the said FIR No.131, dated

21.11.2021, vide DDR No.23, dated 30.11.2021, is not a part of the order dated 22.02.2022, passed by this Court in CRM-M-52947-2021, granting the benefit of anticipatory bail to the petitioner.

Learned counsel for the petitioner further submits that the petitioner has already been extended the benefit of anticipatory bail by this Court in CRM-M-52947-2021, vide order dated 22.02.2022 and non-mentioning of Section 25 of the NDPS Act in the said FIR No.131, dated 21.11.2021, for which offence the petitioner is being accused of, was totally inadvertent, and therefore, the said Section 25 of the NDPS Act may kindly be added in the heading of CRM-M-52947-2021.

Notice of motion.

On the asking of this Court, Mr. Navdeep Chhabra, DAG, Punjab, accepts notice on behalf of the State and raises no objection for including Section 25 of the NDPS Act in CRM-M-52947-2021, as the said writ petition has already been disposed of by this Court vide order dated 22.02.2022.

Keeping in view the above, the present petition is allowed and it is ordered that Section 25 of the NDPS Act be also treated to be a part of order dated 22.02.2022, passed by this Court in CRM-M-52947-2021, granting the concession of anticipatory bail to the petitioner.

02.06.2022*Apurva***(HARSIMRAN SINGH SETHI)**
JUDGE

1. Whether speaking/reasoned : Yes

2. Whether reportable : No