

202 IN THE HIGH COURT OF PUNJAB AND HARYANA
 AT CHANDIGARH
 CRM-M-4971-2023
 Date of Decision:- 12.05.2022

LAKHWINDER SINGH @ LAKHA

Petitioner

Verses

STATE OF PUNJAB

.. Respondent

CORAM: HON'BLE MR. JUSTICE GURBIR SINGH

Present: Mr. Rohit Sharma, Advocate for
 Mr. Lupil Gupta, Advocate
 for the petitioner.

Mr. S.S. Cheema, DAG, Punjab.

GURBIR SINGH, J. (Oral)

The prayer in the present petition filed under Section 438 Cr.P.C is for grant of anticipatory bail to the petitioner in case FIR No.76, dated 20.09.2022, under Section 21/29/61/85 NDPS Act, 1985, registered at Police Station Valtaha, District Tarn Taran.

Vide order dated 01.02.2023, the petitioner was granted the interim protection.

“Present petition has been filed under Section 438 Cr. P.C. with a prayer for grant of concession of anticipatory bail to the petitioner in case FIR No.76 dated 20.09.2022 under Section 21/29/61/85 NDPS Act, registered at Police Station Valtaha, District Tarn Taran.

Learned counsel for the petitioner states that recovery of 10 grams of heroin was effected from the co-accused Satnam Singh @ Satta and he made a disclosure statement naming the petitioner. He further submits that the petitioner is ready to join the investigation as and when required by the Investigating Agency.

Notice of motion.

On the asking of the Court, Mr. Jaiteshwar S. Bhandhari, AAG, Punjab, accepts, notice on behalf of respondent-State. Adjourned to 12.04.2023.

Meanwhile, in the event of arrest of the petitioner in the instant case, he shall be enlarged on interim bail subject to his furnishing personal bond/surety bond to the satisfaction of Investigating Officer/Arresting Officer. The petitioner shall join the investigation as and when called upon to do so by the Investigating Agency. The petitioner shall abide by the conditions as laid down under Section 438(2) Cr.P.C. in letter and spirit.”

Learned State counsel, on instructions from ASI Kulbir Singh, submits that in compliance of the order dated 01.02.2023, the petitioner has already joined the investigation and he is not required for any custodial interrogation.

In view of above, the order dated 01.02.2023 granting interim bail to the petitioner, is made absolute. The petitioner shall abide by the conditions as laid down under Section 438(2) Cr.P.C. in letter and spirit.

Petition is disposed of accordingly.

12.05.2022
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(GURBIR SINGH)
JUDGE

Whether speaking /reasoned
Whether Reportable

Yes/No
Yes/No