

208 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-26588-2023
Date of decision: 08.11.2023

PINKY

...PETITIONER

V/S

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present: Mr. Navneet Batra, Advocate for the petitioner.
Mr. R.S. Khaira, DAG, Punjab.

DEEPAK GUPTA J. (ORAL)

On 24.08.2023, the following order was passed by this Court:-

"Status report dated 07.08.2023 is already placed on record on behalf of respondent-State. Copy thereof has been supplied to the counsel for the petitioner.

Petitioner is praying for grant of anticipatory bail in case FIR No.153, dated 04.05.2023, under Sections 22 of NDPS Act, 1985, registered at Police Station City Hoshiarpur, District Hoshiarpur.

On 25.05.2023, following order was passed:-

"Manpreet Singh @ Mandeep, the brother of the petitioner is confined in Central Jail, Hoshiarpur in a case arising out of FIR No. 187 dated 19.12.2015.

It is alleged that on 04.05.2023, 4.6 grams of intoxicant powder was recovered from the said accused Manpreet Singh.

It is further alleged that immediately before the recovery. petitioner had met said Manpreet Singh in the jail and so it is to be presumed that petitioner supplied the contraband. Contention of learned counsel for the petitioner is that she has nothing to do with the alleged offence and there was no question of supplying the contraband to the petitioner.

Notice of motion.

Mr. Randeep Singh Khaira, DAG, Punjab, accepts notice on behalf of respondent-State and submits that contraband was recovered from the possession of

Manpreet Singh immediately after the petitioner had met him.

*Learned State counsel seeks time to file status report.
Adjourned to 31.05.2023."*

Though, learned State counsel contends that on the date of recovery i.e. 04.05.2023, only petitioner had met with Manpreet Singh @ Mandeep, but learned counsel for the petitioner has pointed out that despite the alleged recovery in the diodhi of the jail, there is no reference of any CCTV footage in the status report.

Learned State counsel seeks time to verify about any CCTV footage from the jail authorities.

Adjourned to 08.11.2023.

In the meantime, petitioner is directed to join investigation and co-operate in the same. He will not leave the country without prior permission of the Court nor shall make any attempt to contact the complainant of the case or any witness associated with the case. In the event of the arrest of the petitioner, he shall be released on interim bail on his furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. He shall also abide by conditions as envisaged under Section 438(2) Cr.P.C."

2. Today, on instructions from SI Rakesh Kumar, learned State counsel has informed this Court that the petitioner has joined the investigation, in compliance of the order dated 24.08.2023 and is no longer required for further investigation.

3. In view of the aforesaid, the order dated 24.08.2023, whereby the petitioner was granted interim anticipatory bail, is hereby made absolute. However, he shall continue to join investigation, if and so required by the Investigating Officer.

Disposed of.

November 08, 2023
manisha

(DEEPAK GUPTA)
JUDGE