

S. No.209

2023:PHHC:135104

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

CRM-M-31823 of 2023

Date of Decision:17.10.2023

Ravinder Singh @ Sonu

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Amardeep Singh, Advocate for the petitioner.
Mr. R.S. Khaira, DAG, Punjab.

DEEPAK GUPTA, J. (Oral)

By way of present petition filed under Section 438 Cr.P.C., petitioner has prayed for grant of anticipatory bail in case FIR No.36 dated 02.05.2023 registered under Section 22 of NDPS Act, 1985 (Section 29 of NDPS Act, 1985 added later on vide DDR No.25 dated 03.05.2023) at Police Station RAMDAS, District Amritsar.

As per prosecution allegations, 4000 intoxicant tablets were recovered from the possession of co-accused Gursewak Singh on 02.05.2023 and in his disclosure statement, said Gursewak Singh nominated the petitioner to be the supplier.

Contention of learned counsel is that petitioner has been falsely implicated; that he has no concern with Gursewak; that petitioner has no criminal antecedents and that he is ready to join the investigation.

Status report filed today, confirms the fact that petitioner has no criminal antecedents. However, learned State counsel, on instructions from ASI Gur Iqbal Singh, contends that petitioner was in touch with co-accused through whats-app. However, he is unable to disclose the whats-app chat between the

petitioner and the co-accused. Even he is unable to tell the period/date when the what-app chat took place between the petitioner and the co-accused.

Having regard to the facts and circumstances of the case and the fact that petitioner has been nominated in the disclosure statement of co-accused, present petition is allowed. The petitioner is granted concession of anticipatory bail. Therefore, it is directed that in case of his arrest, the petitioner shall be released on bail by the Investigating Officer subject to his furnishing bail bonds/ surety bonds to the satisfaction of Investigating Officer. However, it is further directed that the petitioner shall join the investigation as and when so required by the Investigating Officer. He shall further comply with the conditions stipulated in Section 438(2) Cr.P.C.

October 17, 2023
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(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No