

213 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Neutral Citation No. 2023:PHHC:130547
CRM-M-34339-2023
Date of Decision: October 09, 2023

Bhupinder Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Ms. Himani Anand, Advocate for the petitioner.

Mr. R.S. Khaira, DAG, Punjab.

DEEPAK GUPTA, J.(Oral)

On 19.07.2023, the following order was passed by this

Court:-

“Prayer in this petition under Section 438 Cr.P.C. is for grant of anticipatory bail in case FIR No.106, dated 30.05.2023, registered at Police Station City Sangrur, District Sangrur, under Sections 18 of the NDPS Act, 1985 (Section 29 of the NDPS Act added later on).

1.5 Kg. of opium was recovered from the possession of co-accused Bharat Singh Chauhan, who nominated the petitioner to be the person to whom the contraband was to be supplied.

It is contended by learned counsel that he has been falsely implicated simply on the basis of disclosure statement of co-accused, which is not admissible.

Notice of motion.

Mr. M.S. Nagra, AAG, Punjab, accepts notice on behalf of the respondent-State. A copy of paper book be supplied to him during the course of day.

Learned State counsel, on instructions from H.C. Manbir Singh, has disclosed that petitioner does not have any criminal antecedent.

Adjourned to 09.10.2023 for filing status report.

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.”

On instructions from ASI Darshan Singh, learned State counsel has informed this Court that the petitioner has joined the investigation, in compliance of the order dated 19.07.2023 and is no longer required for further investigation.

In view of the aforesaid, the order dated 19.07.2023, 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.

October 09, 2023
sarita

(DEEPAK GUPTA)
JUDGE

Whether reasoned/speaking: Yes/No
Whether reportable: Yes/No