

S. No.210

2023:PHHC:130659

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-35939 of 2023

Date of Decision:09.10.2023

Paramjit Kaur and others

.....Petitioners

Vs.

State of Punjab

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Raman Kumar, Advocate for
Mr. Rajeev K. Kapila, Advocate for the petitioners.

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

DEEPAK GUPTA, J. (Oral)

On 27.07.2023, the following order was passed by this Court:-

“The petitioners seek grant of anticipatory bail in respect of a case registered vide FIR No.0209, dated 15.11.2022, Police Station Garhshankar, District Hoshiarpur, under Sections 15, 18, 21, 22 and 29 of Narcotic Drugs and Psychotropic Substances Act, 1985.

The FIR was lodged by the police pursuant to receipt of secret information to the effect that the petitioners as well as other 115 persons, who all are named (total 120 persons) in the FIR, indulged in drug trafficking and were selling heroin, poppy husk, smack, intoxicant tablets etc. since long in the surrounding area, which adversely affected the society.

Learned counsel for the petitioners submitted that a false FIR has been lodged by the police on the basis of alleged secret information, wherein as many as 120 persons have been named, solely on the basis of secret information in order to harass the petitioners and others. It has further been submitted that no recovery whatsoever was ever effected from the petitioners or were found involved in any offence.

Notice of motion for 01.09.2023.

To be heard along with CRM-M-55820 of 2022.

Meanwhile, in the event of arrest, the petitioners be released on interim bail subject to their furnishing personal bonds and surety bonds to the satisfaction of Arresting/Investigating Officer. However, the petitioners shall join the investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.”

It is informed by learned State Counsel that in compliance of the order dated 27.07.2023, petitioners have since joined the investigation and they are no longer required for any investigation.

In view of the afore-said statement, order dated 27.07.2023 whereby interim anticipatory bail was granted to the petitioners in the FIR in question, is hereby made absolute. However, the petitioners shall continue to join the investigation as and when required by the Investigating Officer and make compliance of the conditions envisaged under Section 438(2) Cr.P.C.

Disposed of.

October 09, 2023
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(DEEPAK GUPTA)
JUDGE

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