

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

CRM-M-47587-2023 (O&M)
Date of decision : 15.11.2023

Jagmeet Singh

...Petitioner(s)

Versus

State of Punjab

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Ms. Riffi Birla, Advocate for the petitioner.

Mr. C.L.Pawar, Addl. A.G., Punjab for the respondent.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 for grant of pre-arrest bail to the petitioner and/or to issue direction to learned trial Court to release the petitioner in FIR No.182 dated 29.09.2019, under Section 15 of the Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Guru Harsahai, District Ferozepur.

(2) Allegations are that co-accused Santokh Singh @ Tohla, Harjinder Singh @ Pappa and Jagmeet Singh were found in possession of 80 Kgs. of *Poppy Husk* without any license.

(3) This Court, while issuing notice of motion on 20.09.2023, granted interim bail to petitioner and the same reads as under:-

“Contends that after investigation, petitioner was declared innocent by the Police, but now he has been summoned under Section 319 Cr.P.C. Also contends that there is no other criminal case pending against the petitioner.

Notice of motion for 30.10.2023.

In the meantime, petitioner shall join proceedings before the Court below and on his doing so, he shall be released on interim bail on furnishing bail bonds and surety bonds to the satisfaction of learned trial Court/Duty Magistrate concerned.”

(4) Today, learned Counsel submits that in pursuance of the aforesaid order, petitioner has already joined the proceedings and is regularly appearing before learned trial Court. In support, learned Counsel has produced a copy of order dated 26.09.2023, passed by learned Judge, Special Court, Ferozepur, which is taken on record as Mark ‘X’.

(5) Learned State Counsel, on instructions from ASI Mehal, acknowledged that petitioner has joined the proceedings and as on today, his custody is not required.

(6) In view of above, interim order dated 20.09.2023 is made absolute as envisaged under Section 438(2) Cr.P.C. and the present petition stands disposed off.

(7) It is made clear that the petitioner shall fully co-operate with the learned trial Court and shall not seek unnecessary adjournments.

(8) Learned trial Court is requested to proceed in the matter, expeditiously, if there is no legal impediment and send a progress report to the Registry by 31.12.2023.

- (9) The above observations may not be construed as an expression of opinion on merits of the case; rather confined only to decide the present bail matter.
- (10) Disposed off accordingly.
- (11) Pending application(s), if any, shall also stand disposed off.

November 15th, 2023
Gagan

(MAHABIR SINGH SINDHU)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>