

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-49924-2022 (O & M)

Date of decision: 09.03.2023

Kirandeep Singh

... Petitioner

V/s

State of Punjab

...Respondent

**CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI**

Present: Mr. Raj Karan Singh Verka, Advocate,  
for the petitioner.

Mr. Kirat Singh Sidhu, DAG, Punjab.

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**JASJIT SINGH BEDI, J. (Oral)**

On 18.11.2022, the following order was passed in this case:-

*“The present petition has been filed under Section 438 Cr.P.C. for the grant of anticipatory bail to the petitioner in case registered against him vide FIR No.65 dated 23.07.2022 under Sections 21, 29, 61, 85 of the NDPS Act and Sections 27-A, 32, 35 NDPS Act (added later on) at Police Station Kotli Surat Mallian, District Gurdaspur.*

*A short reply dated 17.11.2022 filed on behalf of the respondent-State is taken on record.*

*As per the case of the prosecution, two accused, namely, Sajan and Jagmohan were arrested and on their disclosure statement, one Gurnoor Singh was nominated as an accused. The allegation against the petitioner is that he helped the said Gurnoor Singh in escaping when the police was about to raid to arrest him. There is no allegation of the petition being a party to the illicit trafficking in drugs.*

*Adjourned to 06.03.2023.*

*In the meantime, petitioner is directed to appear before the SHO/Investigating Officer to join investigation and in the*

*event of his arrest, he shall be released on bail on his furnishing bail bonds to the satisfaction of SHO/Investigating Agency, subject to the following conditions as envisaged under Section 438(2) Cr.P.C.:-*

*(i) that the petitioner shall make himself available for interrogation before the investigating officer as and when required;*

*(ii) that the petitioner shall not, directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case as to dissuade him/her from disclosing such facts to the Court or to any police officer;*

*(iii) that the petitioner shall not leave the country without prior permission of the Court and shall surrender his passport, if any.*

*Meanwhile, the State is directed to file an affidavit/reply as to the exact role of the petitioner and her co-accused alongwith the details of pending FIRs, if any, on or before the next date of hearing.”*

The learned counsel for the State on instructions from ASI Satwinder Singh submits that the petitioner has been found to be innocent during the course of investigation.

In view of the above, the present petition has been rendered infructuous and is disposed of as such.

**March 09, 2023**  
sukhpreet

**( JASJIT SINGH BEDI)**  
**JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No