

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

CRM-M-237-2024

Date of Decision : **08.01.2024**

LAKHWINDER SINGH ALIAS LAKHA

.....Petitioner

VERSUS

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Parminder Singh Sekhon, Advocate,
for the petitioner.

Mr. Mohit Chaudhary, AAG, Punjab.

KULDEEP TIWARI. J.(Oral)

1. Through the instant petition filed under Section 438 Cr.P.C., prayer is made for grant of anticipatory bail to the petitioner in case FIR No.96 dated 20.12.2023, under Sections 15, 25 and 29 of the NDPS Act, 1985, registered at Police Station Khanauri, District Sangrur.
2. Learned counsel for the petitioner submits that the petitioner has been arraigned in the instant FIR, on the disclosure statement of a co-accused, from whom the recovery of 12.500 Kg. of poppy husk was effected, which is a non-commercial quantity. He further submits that the petitioner is not involved in any other criminal case.
3. He further submits that the petitioner is ready and willing to join the investigation.
4. Notice of motion.
5. On asking of the Court, Mr. Mohit Chaudhary, AAG, Punjab, accepts notice on behalf of the respondent-State.

6. Learned State counsel does not dispute the aforesaid fact as submitted by learned counsel for the petitioner.

7. Keeping in view the fact that the recovery of contraband is of non-commercial quantity, this Court deems it appropriate to grant the concession of pre-arrest bail to the petition, subject to the condition that he shall join the investigation within 15 days from today, and co-operate with the investigating officer. In case, the petitioner joins the investigation, he shall be released on interim bail subject to his furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer.

8. In case, the petitioner does not co-operate, and does not join the investigation as directed by this Court, the State is at liberty to file application seeking cancellation of his bail.

9. Disposed of accordingly.

January 08, 2024
dharamvir

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No