

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

211

CRM-M-4422-2024 (O&M)
Date of Decision : 04.04.2024

DILBAG SINGH @ BAGHI

.....Petitioner

VERSUS

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Tushar Wadhwa, Advocate,
for the petitioner.

Mr.Raghav Garg, AAG, Punjab.

KULDEEP TIWARI. J.(Oral)

1. On 29.01.2024, the following order was passed by this

Court:-

“1. Through the instant petition, as instituted under Section 438 of the Cr.P.C., the petitioner has sought the concession of anticipatory bail, in case FIR No.274 dated 26.12.2023, under Sections 21(b), 27 and 29 of the N.D.P.S Act, registered at P.S. Sardulgarh, District Mansa.

2. The learned counsel for the petitioner, in his asking for the relief (supra), has submitted that owing to grudge and animosity, the petitioner has been falsely implicated in the instant case by the police officials concerned, and that too, on the basis of a disclosure statement suffered by co-accused Gurmeet Singh, from whose possession, the alleged recovery of 6 grams heroin was effected, whereas, the petitioner does not have any concern or connection with the alleged recovery. To lend vigour to his submission and to prove that the police officials concerned were hell bent to entangle the petitioner in a false case, he has submitted that owing to harassment and threats by the police officials of P.S. Sardulgarh, the petitioner had instituted an application for blanket bail, however, the learned Sessions Judge concerned, vide order dated 28.09.2023, dismissed the said application.

3. Notice of motion for 04.04.2024.

4. Mr. Dig Vijay Nagpal, A.A.G., Punjab, accepts notice on behalf of respondent-State of Punjab.

5. In the meantime, the petitioner is directed to join the investigation and to appear before the investigating agency, as and when called upon to do so. In the event of his arrest, he shall be admitted to interim bail on his furnishing bail bonds to the satisfaction of the Arresting/Investigating Officer. The petitioner shall abide by the terms and conditions as envisaged under Section 438(2) Cr.P.C.”

2. Learned State counsel, on instructions imparted to him by the police official, submits that the petitioner has joined the investigation in pursuance to the aforesaid order, and he has fully co-operated with the investigation process, and is no more required for any further custodial investigation.

3. In view of the specific stand taken by the learned State counsel, the present petition is **allowed**, and order dated 29.01.2024 is, hereby, made absolute.

April 04, 2024
dharamvir

(KULDEEP TIWARI)
JUDGE

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