



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

205

CRM-M-11683-2024

Date of Decision:17.05.2024

BALWINDER KAUR

.....Petitioner

Vs.

STATE OF PUNJAB

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Ms. Abhilasha Kainth, Advocate for
Mr. B.S. Bhalla, Advocate
for the petitioner.

Mr. Sahil R. Bakshi, AAG, Punjab
assisted by ASI Jaswinder Singh.

DEEPAK GUPTA, J.(ORAL)

On 05.03.2024, following order was passed:

“By way of present petition under Section 438 Cr.P.C., petitioner prays for pre-arrest bail in a case arising out of FIR No.246 dated 03.11.2023, under Section 21 of the NDPS Act, 1985 (Section 29 of the NDPS Act added later on), registered at Police Station Dharamkot, District Moga.

As per allegations, 20 grams of heroin was recovered from the possession of co-accused Chamkaur Singh, who in his disclosure statement nominated the petitioner to be the supplier.

Learned counsel for the petitioner contends that petitioner has been falsely implicated on the basis of disclosure statement, which is not admissible; that petitioner is not involved in any such case and that the petitioner is ready to join the investigation.

Notice of motion.

Mr. Sahil R. Bakshi, DAG, Punjab accepts notice on behalf of the respondent-State. A copy of paper book be supplied to him during the course of day.

Adjourned to 08.04.2024 for filing status report.

In the meantime, petitioner is directed to join investigation and co-operate in the same. She will not leave the country without prior



permission of the Court nor shall make any attempt to contact the complainant of the case or any witness associated with the case. In the event of the arrest of the petitioner, she shall be released on interim bail on her furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. She shall also abide by conditions as envisaged under Section 438(2) Cr.P.C.”

Today learned State counsel, on instructions from ASI Jaswinder Singh submits that petitioner has since joined the investigation and is not required for custodial interrogation.

Having regard to the aforesaid facts and circumstances, but without commenting anything further on the merits of the case order dated 05.03.2024 is hereby made absolute, whereby petitioner was granted interim anticipatory bail.

However, the petitioner shall continue to join the investigation as and when called upon to do so by the Investigating Agency and shall abide by the conditions of Section 438 (2) Cr.P.C.

Disposed of.

(DEEPAK GUPTA)
JUDGE

17.05.2024

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