

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-19182-2024
Date of decision: 10.05.2024

RAM SINGH

....Petitioner

Versus

STATE OF PUNJAB

....Respondent

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Ms. Gaganpreet Kaur, Advocate
for Mr. Arshdeep Singh Brar, Advocate
for the petitioner.

Mr. Adesh Pal Singh, AAG, Punjab.

.....

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 438 Cr.P.C, the petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under: -

FIR No.	Dated	Sections	Police Station
30	23.02.2024	21 and 29 of NDPS Act	City Moga, District Moga

2. Learned counsel for the petitioner submits that in compliance to the order dated 20.04.2024, the petitioner has joined the investigation.
3. During the course of hearing on 20.04.2024, following order had been passed: -

2. *It is, inter alia, contended by learned counsel for the petitioner that the petitioner is innocent and has been falsely implicated in this case. He contends that the petitioner has no concern whatsoever with the alleged transaction wherein the police had apprehended*

one Jagtar Singh in the instant FIR and recovery of 12 grams of heroin was effected from him but the police has nominated the petitioner in the present case on the basis of his alleged disclosure statement, although, he has no concern with the same.

3. Learned counsel for the petitioner further contends that one more case was registered against the petitioner wherein he was granted concession of bail. He contends that the petitioner is ready to join investigation.

4. Notice of motion, returnable for 10.05.2024.

5. On the asking of the Court, Mr. Ankit Grewal, DAG, Punjab, present in Court, accepts notice on behalf of the State-respondent and, on instructions from ASI Charanjeet Kaur, Police Station City Moga, has not disputed the factual matrix of the case. He prays for time to file the status report/reply in the matter.

6. Needful be done well before the date fixed with an advance copy to the counsel opposite.

7. In the meanwhile, the petitioner is hereby directed to join investigation within seven days from today and in the event of his arrest, he is ordered to be released on interim bail on his furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. He shall also abide by conditions as envisaged under Section 438(2) Cr.P.C.”

4. Learned State counsel on instructions from ASI Sahib Singh, P.S. City Moga-I informs the Court that the petitioner has joined the investigation and is neither required for further investigation nor for any custodial interrogation.

5. Keeping in view the above submissions made by learned State counsel and the fact that the petitioner had joined the investigation consequent to the order dated 20.04.2024 passed by this Court, interim

bail granted vide order dated 20.04.2024 is hereby confirmed, subject to conditions as envisaged under Section 438(2) Cr.P.C. Further the petitioner is directed to join investigation as and when required in future by way of written notice for such purpose to be served by Investigating Officer of this case upon the petitioner; he will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.

6. The petition stands allowed.
7. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

10.05.2024
puneet

(SANJIV BERRY)
JUDGE

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |