

CRM-M-17926-2024 -1-

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-17926-2024
Date of decision: 31.07.2024

RASSAL SINGH @ ARSAL SINGH @ RASAL SINGH
....Petitioner

Versus

STATE OF PUNJAB
....Respondent

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Narinder S. Lucky, 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
220	25.07.2023	18-C and 25 of NDPS Act (Section 29 of NDPS Act added later on).	P.S. Special Task Force, District STF Wing, SAS Nagar

2. Learned counsel for the petitioner submits that in compliance to the orders dated 10.04.2024 and 29.05.2024, the petitioner has joined the investigation.
3. During the course of hearing on 10.04.2024, following order had been passed: -



“1. Prayer in this petition filed under Section 438 of the Code of Criminal Procedure is for grant of anticipatory bail to the petitioner in case bearing FIR No.220 dated 25.07.2023, under Sections 18-C and 25 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (Section 29 of the Narcotic Drugs and Psychotropic Substances Act added later on), registered at Police Station Special Task Force, District STF Wing, SAS Nagar.

2. Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in the present case only on the basis of disclosure statement made by the main accused namely Angrej Singh. It is submitted that no recovery has been effected from the petitioner in the present case. Learned counsel further submits that the petitioner is not involved in any other case. Learned counsel for the petitioner contends that the bail application under Section 438 of the Code of Criminal Procedure, filed on behalf of the petitioner before learned Additional Sessions Judge, Tarn Taran has been wrongly declined vide order dated 04.03.2024 (Annexure P-2). It is submitted that the petitioner is ready and willing to join the investigation as and when required by the Investigating Agency or as directed by this Court/trial Court.

3. Notice of motion.

4. At the asking of Court, Ms. Manjot Kaur, AAG, Punjab, who is present in Court, accepts notice on behalf of respondent/State and prays for an accommodation to get instructions and assist in this matter.



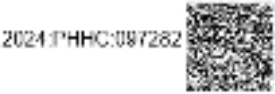
5. *Learned counsel for the petitioner is directed to hand over a complete set of paper book of this case to learned State counsel during the course of the day.*

6. *List on 29.05.2024.*

7. *In the meantime, the petitioner is directed to join the investigation and co-operate fully in the investigation process; and in the event of his arrest, he be released on interim bail, subject to his furnishing personal bonds and surety to the satisfaction of the Arresting/Investigating Officer. However, the petitioner shall continue to join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) of the Code of Criminal Procedure.”*

4. Learned State counsel on instructions from S.I. Baljinder Singh 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 orders dated 10.04.2024 and 29.05.2024 passed by this Court, interim bail granted vide order dated 10.04.2024 and 29.05.2024 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.

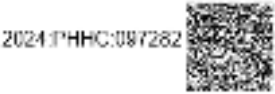


- 6. The petition stands allowed.
- 7. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

31.07.2024
puneet

(SANJIV BERRY)
JUDGE

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



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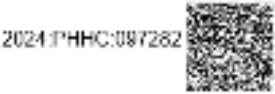
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JUDGE

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