



CRM-M-17878-2024

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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-17878-2024
Date of decision: 29.05.2024

Agyapal SinghPetitioner.

Versus

State of PunjabRespondent.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Rajiv Kumar Saini, Advocate,
for the petitioner.

Mr. Ankit Grewal, DAG, Punjab.

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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
106	19.09.2023	18 and 29 of the NDPS Act	Sadar Batala, District Gurdaspur

2. Learned counsel for the petitioner submits that in
compliance to the order dated 13.05.2024, the petitioner has joined the
investigation.

3. During the course of hearing on 13.05.2024, following
order has been passed: -



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‘2. It is, inter alia, contended by learned counsel for the petitioner that the petitioner has no concern with the transaction and even co-accused Jasdeep Singh @ Jas has since been granted concession of regular bail by learned trial Court vide order dated 8.11.2023.

3. Mr. Jaspal Singh, Investigating Officer, is present in Court.

4. Heard.

5. Record perused.

6. It is submitted by learned State counsel on instructions from the Investigating Officer that the petitioner has been named on the disclosure statement made by Amrit Pal Singh coupled with the Whatsapp chat enclosed along with reply. However, when confronted, the Investigating Officer of the case is not in a position to tell as to how he connect the said mobile number with that of to be belonging to the petitioner nor he could point out any incriminating circumstance cropping up in the said conversation.

7. List on 29.5.2024.

8. 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 Ravinder Singh, informs the Court that the petitioner has joined the investigation and is neither required for further investigation nor for any custodial interrogation.



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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 13.05.2024 passed by this Court, interim bail granted vide order dated 13.05.2024 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. It is further made clear that in case the petitioner is found involved in any case under the NDPS Act, after his release on bail, it will be open for the prosecution to move an application for cancellation of his bail in accordance with the law.

7. The petition stands allowed.

8. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(SANJIV BERRY)
JUDGE

29.05.2024
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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |