



-1-

CRM-M-18894-2024
Date of decision: 14.08.2024

Versus

State of Punjab **....Respondents.**

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Sachin Gupta, Advocate,
for the petitioner.

Mr. Ankit Grewal, DAG, Punjab.

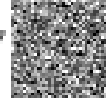
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SANJIV BERRY, J. (ORAL)

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
258	03.12.2023	21, 23 of NDPS Act (29 of NDPS Act added lateron)	Gharinda, District Amritsar (Rural)

2. Learned counsel for the petitioner submits that in compliance to the order dated 19.04.2024, the petitioner has joined the investigation.



CRM-M-18894-2024

-2-

3. During the course of hearing on 19.04.2024, following order has been passed: -

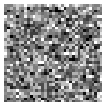
‘Learned counsel for the petitioner inter alia submits that the petitioner was named on the third disclosure. At the first instance, one Gurpreet Singh was arrested who made a disclosure statement on 04.12.2023 whereupon, Harchand Singh and Mandeep Singh were arrayed as accused vide DDR No.51. Later Mandeep Singh was arrested on 13.12.2023 and made a disclosure statement implicating the petitioner. Vide DDR No.34 dated 16.12.2023, the petitioner was arrayed as an accused, however, neither the petitioner is involved in any other case of NDPS nor any recovery from the car owned by him was ever effected.

Notice of motion for 28.05.2024.

In the meanwhile, petitioner will join investigation before the Investigating Officer as and when called. In the event of his arrest, the Arresting Officer would admit him to interim bail, till the next date of hearing, on his furnishing adequate bail and surety bonds to his satisfaction. The petitioner is also directed to abide by all the conditions as envisaged under Section 438(2) of Code of Criminal Procedure, 1973.’

4. Learned State counsel on instructions from ASI Manjit 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



CRM-M-18894-2024

-3-

investigation consequent to the order dated 19.04.2024 passed by this Court, interim bail granted vide order dated 19.04.2024 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.

14.08.2024
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(SANJIV BERRY)
JUDGE

- i) Whether speaking/reasoned?

Yes/No
- ii) Whether reportable?

Yes/No