

**290 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

**CRM-M-19788-2024
Decided on:-02.05.2024**

Jagdish Singh

....Petitioner..

VS.

State of Punjab

....Respondent.

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Ravi Malhotra, Advocate,
for the petitioner.

Mr. Rahul Jindal, AAG, Punjab.

HARKESH MANUJA J. (Oral)

1. By way of present petition filed under Section 438 of the Code of Criminal Procedure, 1973, prayer has been made for grant of anticipatory bail to the petitioner in case FIR No.12, dated 01.02.2013, registered under Section 22 of the NDPS Act, 1985, at Police Station Kartarpur, District Jalandhar, wherein, he was initially implicated against the alleged recovery of 270 grams of “*Dextoproxyphene*”.

2. In this case, the petitioner was initially discharged by the Judge Special Court at Jalandhar vide order dated 16.02.2013 and later, on the request made by the wife of co-accused Jawant Singh, SIT was formulated, whereupon, a report under Section 173 Cr.P.C. was filed on 01.08.2016 and the petitioner was never challaned and was kept in column No.2. However, during the pendency of trial, the petitioner was later summoned under Section 193 Cr.P.C. vide order dated 11.08.2021.

3. On 24.04.2024, the following order was passed by this Court:-

“Learned counsel for the petitioner inter alia submits that the petitioner was initially found innocent by the Investigating Agency and the quantity involved is non-commercial, besides it, there is no other case under the provisions of NDPS Act against the petitioner.

Notice of motion for 02.05.2024.

In the meanwhile, petitioner is directed to surrender himself before the trial Court within a period of 01 week from today and shall be released on interim bail on his furnishing adequate bail/surety bonds to its satisfaction.”

4. Learned counsel for the petitioner informs this Court that in compliance of aforesaid order, the petitioner has appeared before the trial Court on 29.04.2024 and has furnished his bail/surety bonds.

5. Having considered the aforesaid facts and circumstances, the petition is allowed. Order dated 24.04.2024 passed by this Court, is hereby made absolute. However, the petitioner shall keep on appearing before the Trial Court on each and every date.

02.05.2024
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(HARKESH MANUJA)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/ No