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

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Date of Decision:- 02.09.2024

Gurdeep Singh @ Dhuri

....Petitioner

Vs.

State of Punjab

...Respondent

CORAM:-HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. L.S.Sekhon, Advocate and
Ms. Gurpreet Kaur, Advocate for petitioner.

Mr. Kewal Singh, Addl. A.G., Punjab.

AMARJOT BHATTI, J.

1. Gurdeep Singh @ Dhuri has filed anticipatory bail under Section 438 Cr.P.C. in FIR No.33 dated 21.04.2024 under Section 18 of Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Khanauri, District Sangrur.

2. As per the facts narrated in FIR, it is a case of alleged recovery of 150 grams of opium, on the basis of which FIR was registered. Present petitioner was granted relief of *ad interim* bail vide order dated 18.05.2024. Relevant portion runs as under:-

“In the meantime, petitioner will join investigation before the Investigating Officer as and when called. In the event of his arrest, the Arresting Officer would



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admit him to interim bail, till the next date of hearing, on his furnishing adequate bail bonds/surety bonds to his satisfaction. The petitioner is directed to abide by all the conditions as envisaged under Section 438(2) Cr.P.C.”

3. Today learned counsel representing State of Punjab has filed status report confirming that present petitioner has already joined investigation. However, he is involved in 04 other cases registered under NDPS, Act. As per FSL report, the contraband recovered in this case was opium and it falls in non-commercial quantity.

4. I have considered the arguments. It is admitted that present petitioner has already joined investigation. Alleged recovery was already effected. Other FIRs, already registered against petitioner will be decided on its own merits. Since, petitioner has already joined the investigation, no purpose would be served by sending him behind the bars. Therefore, without expressing my mind on merits of the case, interim bail already granted to petitioner-Gurdeep Singh @ Dhuri vide order dated 18.05.2024 stands confirmed subject to the conditions specified under Section 438 (2) Cr.P.C.

5. Petition is accordingly allowed.

6. Pending miscellaneous application(s), if any, stand disposed of accordingly.

02.09.2024

Sunil Devi

(AMARJOT BHATTI)
JUDGE

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No