



CRM-M- 31504-2024
Date of decision: 27.08.2024

....Petitioner.

Versus

....Respondent.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Mr. Adesh Pal Singh, AAG, Punjab.

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SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 438 Cr.P.C,
the petitioner seek anticipatory bail in case FIR (Annexure P-1) as
under: -

FIR No.	Dated	Sections	Police Station
0010	24.02.2023	22 of the NDPS Act (29 of the NDPS Act added lateron)	Tallewal, District Barnala

2. Learned counsel for the petitioner submits that in compliance to the order dated 05.07.2024, the petitioner has joined the investigation.

3. During the course of hearing on 05.07.2024, following order has been passed: -

'It is, inter alia, contended by learned counsel for the petitioner that the petitioner is innocent and has



been falsely implicated in this case. He contends that the petitioner is not having any criminal antecedents nor he is named in the FIR but has been nominated on the alleged disclosure statement of one Sandeep Singh, who was arrested in this case way back on 24.02.2023. He contends that the petitioner has no concern with such Sandeep Singh nor is having any concern with the alleged transaction. He further contends that the petitioner is ready to join the investigation.

3. *Notice of motion.*

4. *On the asking of the Court, Mr. Siddharth Attri, AAG, Punjab, present in Court, accepts notice on behalf of the State-respondent and, on instructions from ASI Sukhwinder Singh, submits that the petitioner has been nominated on the statement of Sandeep Singh and except for the disclosure statement, there is nothing against the present petitioner nor he is having any criminal antecedents. He prays for time to file the status report/reply in the matter.*

5. *Adjourned to 26.07.2024.*

6. *Needful be done well before the date fixed with an advance copy to the counsel opposite.*

7. *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 received from ASI Sukhwinder 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 order dated 05.07.2024 passed by this Court, interim bail granted vide order dated 05.07.2024 is hereby confirmed, subject to conditions as envisaged under Section 482(2) of the Bhartiya Nagarik Suraksha Sanhita 2023 (BNSS) 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.

27.08.2024
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(SANJIV BERRY)
JUDGE

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