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

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Date of Decision:- 10.09.2024

JASPAL SINGH

....Petitioner

Vs.

STATE OF PUNJAB

...Respondent

CORAM:-HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Satnam Singh Gill, Advocate for petitioner.

Mr. Gautam Thapar, AAG, Punjab.

AMARJOT BHATTI, J.

1. Jaspal Singh has filed anticipatory bail in FIR No.85 dated 21.06.2024, under Section 22 of Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'NDPS Act'), registered at Police Station Sadar Samana, District Patiala.

2. As per facts of the case, on 21.06.2024 secret information was received by Investigating Officer Kashmir Singh regarding Bhura Singh and Jaspal Singh to the effect that they were indulging in selling of intoxicant tablets. On that day, they were coming on motorcycle No.PB-42D-2214 make Splendor, colour black. As per information, Bhura Singh was apprehended and from his possession 220 intoxicant tablets were recovered. During interrogation, he disclosed that he had dropped Jaspal Singh little behind who was given 80 intoxicant tablets.



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3. Learned counsel for petitioner argued that Jaspal Singh is falsely implicated in this case on the basis of statement of co-accused Bhura Singh. No recovery was effected from him. He is ready to join the investigation. Therefore, his anticipatory bail application may be allowed.

4. Bail application is opposed by learned counsel representing State. It is pointed out that there was specific information about the present petitioner also. He was nominated by co-accused Bhura Singh in his disclosure statement which is Annexure R-2. Even otherwise, he is involved in two other cases of similar nature. His custodial interrogation is required.

5. I have considered the arguments and have gone through the record. Present petitioner is named by co-accused Bhura Singh. Alleged recovery is effected from him. Petitioner is ready to join the investigation. So far as other FIRs are concerned those will be decided on its own merits. Since present petitioner is ready to join the investigation, therefore, his anticipatory bail is allowed. He be not arrested. In case of his arrest, he be released on bail to the satisfaction of Arresting/Investigating Officer concerned, subject to condition that petitioner will join investigation as and when required. He will not tamper with or interfere with investigation and will not leave country without prior permission as provided under Section 482 (2) of Bharatiya Nagarik Suraksha Sanhita, 2023 .

6. Petition is accordingly allowed.

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

10.09.2024

Sunil Devi

(AMARJOT BHATTI)
JUDGEWhether speaking/reasoned:
Whether reportable:Yes/No
Yes/No