

[203] IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-41999-2023
Date of Decision : 05.01.2024

Shamsher Singh ...Petitioner
versus
State of PunjabRespondent

Coram : HON'BLE MR. JUSTICE DEEPAK GUPTA

Present : Mr. Amit Arora, Advocate for the petitioner.
Mr. Karunesh Kaushal, AAG, Punjab.

DEEPAK GUPTA, J. (ORAL)

[1] On 19.09.2023, the following order was passed by this Court:-

“Present: Mr. Amit Arora, Advocate, for the petitioner.
Mr. Ramdeep Partap Singh, Sr. DAG, Punjab.

Short reply by way of affidavit of Deputy Superintendent of Police, Sub-Division Patti, District Tarn Taran has been filed on behalf of the respondent/State in Court today which is taken on record.

Learned counsel for the petitioner submitted that as per the affidavit two co-accused, namely, Akashdeep Singh and Sajanpreet Singh were in the truck which was coming from Rajasthan to Gurdaspur, Punjab and it was only on the basis of the disclosure statement of the driver and the other coaccused, who were present in the truck that the name of the petitioner was nominated. He further submitted that the petitioner has clean antecedents and he had no control over the content of the contraband so recovered but the truck was containing 625 lacs of cattle feed which was to be brought on consignment and in the mid way, the co-accused might have committed the aforesaid offence by concealing Poppy Husk and Opium in the bag for which the petitioner cannot be held liable.

In view of the above, the petitioner is directed to join the investigation and to co-operate fully with the investigation process and on his doing so, the petitioner be released on interim bail subject to his furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall continue to join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C.

Adjourned to 20.12.2023. ”

[2] Today, learned State counsel on instructions from ASI Gurdyaal, has informed this Court that the petitioner has joined the investigation, in compliance of the order dated 19.09.2023 and is no longer required for further investigation.

[3] In view of the aforesaid, the order dated 19.09.2023, whereby the petitioner was granted interim anticipatory bail, is hereby made absolute. However, he shall continue to join investigation, if and so required by the Investigating Officer.

[4] Disposed of.

(DEEPAK GUPTA)
JUDGE

05.01.2024
'Rajneesh'

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