



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

219

CRM-M-40502-2024

Date of decision: 28.11.2024

Vishal Singh @ Vishu

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Sukhbir Maandi, Advocate, for the petitioner.

Mr. Navdeep Singh, DAG, Punjab.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of anticipatory bail under Section 438 of the Cr.P.C., in case FIR No.29 dated 25.05.2023 under Section 21 (Section 29 added later on) of the NDPS Act, registered at Police Station Mehta, District Amritsar.

2. On the last date of hearing, while noticing the following submissions made by the learned counsel for the petitioner, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation:-

“Learned counsel for the petitioner, inter alia, contends that the petitioner was nominated as an accused in a disclosure statement allegedly suffered by co-accused Jagmeet Singh from whom a recovery of 7 grams of heroin was affected. Learned counsel submits that it is not the case of the prosecution either that at the time when the alleged recovery was affected, the petitioner was accompanying the co-accused or was in the near vicinity of the place from where the co-accused was allegedly apprehended.”

3. Learned counsel for the petitioner submits that in compliance of order dated 22.08.2024, the petitioner has joined investigation and cooperated with the investigating agency.
4. Learned State counsel, on instructions does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. He, on further instructions, submits that the petitioner is not required for further investigation much less for his custodial interrogation.
5. In view of the above, the present petition is allowed and interim order dated 22.08.2024, is made absolute subject to the conditions laid down in Section 482(2) of the BNSS/ 438(2) Cr.P.C..

28.11.2024.
anil

(MANJARI NEHRU KAUL)
JUDGE

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