

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

216

CRM-M-42475-2024 (O&M)
Date of Decision:- 25.09.2024

VIKRAMJEET SINGH

....Petitioner(s)

Versus

STATE OF PUNJAB

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY

Present : Mr. K.S. Brar, Advocate for the petitioner.
Mr. Adesh Pal Singh, AAG Punjab.

SANJIV BERRY, J. (ORAL)

1. Status report dated 20.09.2024 filed in the form of an affidavit of Deputy Superintendent of Police, Sub Division Kotkapura, District Faridkot is taken on record. Copy thereof has been supplied to learned counsel for the petitioner.
2. Heard.
3. By way of present petition filed under Section 482 Bharatiya Nagarik Suraksha Sanhita, 2023, petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under:

FIR No.	Dated	Sections	Police Station
109	13.07.2024	21(b) of the NDPS Act; (29 NDPS Act added later on)	Sadar Kotkapura, District Faridkot

4. Learned counsel for the petitioner has submitted that in



compliance to the order dated 30.08.2024 passed by this Court, the petitioner has already joined the investigation and as such interim bail granted to the petitioner may be confirmed.

5. Learned State counsel, on instructions received from ASI Karamjit Singh has intimated that the petitioner has joined investigation and is no more required for any custodial investigation in this case nor he is required for further investigation.

6. During the course of hearing on 30.08.2024, the following order was passed:-

“ 2. It is, inter alia, contended by learned counsel for the petitioner that the petitioner being innocent has been falsely implicated in this case. He contends that the petitioner has not been named in the FIR but has been allegedly nominated on the basis of disclosure statement of the co-accused, namely Saurav Hussain @ Saurav, from whom 30 grams of heroin was recovered. He contends that the petitioner has no concern with the said transaction and although there is one case registered against the petitioner, he is on bail therein. He further contends that the petitioner is ready to join the investigation.

3. Notice of motion.

4. On the asking of the Court, Mr. Adesh Pal Singh, AAG, Punjab, present in Court, accepts notice on behalf of the State-respondent and, on instructions from ASI Karamjit Singh, has not disputed the factual atriix of the case and has submitted that the petitioner has been nominated on the basis of disclosure statement of the co-accused (supra) ASI Karamjit Singh, who is present in Court, submits that apart from the disclosure statement there is no other evidence against the petitioner as of now. Learned State counsel prays for time to file the status report/reply in the matter.

5. Adjourned to 25.09.2024.

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 482(2) of the Bhartiya Nagarik Suraksha Sanhita 2023 (BNSS).”

7. 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 30.08.2024 passed by this Court, interim bail granted vide order dated 30.08.2024 is hereby confirmed, subject to conditions as envisaged under Section 482(2) BNSS 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.

8. The petition stands allowed.

(SANJIV BERRY)
JUDGE

25.09.2024
S.Sharma(syr)

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