



CRM-M-49600-2024 -1-

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-49600-2024
Date of decision: 05.11.2024

AMRITDEEP SINGH @ BAANIPetitioner

Versus

STATE OF PUNJABRespondent

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Kushagra Mahajan, Advocate for the petitioner.

Mr. Adesh Pal Singh, AAG, Punjab.

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SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 482 BNSS, the
petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under: -

FIR No.	Dated	Sections	Police Station
139	16.07.2024	21 of NDPS Act (29 of NDPS Act added later on)	Kamboj, District Amritsar

2. Learned counsel for the petitioner submits that in compliance to the order dated 03.10.2024, the petitioner has joined the investigation.
3. During the course of hearing on 03.10.2024, following order had been passed: -

“2. Learned counsel for the petitioner, inter alia, contends that the petitioner is innocent and has been falsely implicated in this case. He further contends that the petitioner is not named in the FIR but has been



allegedly nominated on the disclosure statement of Harwinder Singh, from whom recovery of five grams of heroin was effected. He submits that the petitioner has no concern with the co-accused or the alleged recovery nor he is having any criminal antecedents and 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 SI Tajinder Singh, P.S. Kamboj, District Amritsar, has not disputed the factual matrix. He further submits that it is admitted that the petitioner is not having any other criminal case registered against him and as per SI Tajinder Singh, present in Court, except the disclosure statement aforesaid, there is nothing on record to connect the petitioner with the said recovery. He prays for time to file the status report/reply in the matter.*

5. *Adjourned to 05.11.2024.*

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 BNSS, 2023.”*

4. Learned State counsel on instructions received from S.I. Tajinder 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 03.10.2024 passed by this Court, interim bail granted vide order dated 03.10.2024 is hereby confirmed, subject to conditions as envisaged under Section 482(2) of 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.

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.

05.11.2024
puneet

(SANJIV BERRY)
JUDGE

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