

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

CRM-M-60776-2023
Date of Decision : 12.02.2024

Kulwinder Singh ...Petitioner
versus
State of PunjabRespondent

Coram : **HON’BLE MR. JUSTICE DEEPAK GUPTA**

Present : Mr. C.S. Jattana, Advocate for the petitioner.
Mr. Sahil R. Bakshi, DAG, Punjab.

DEEPAK GUPTA, J. (ORAL)

[1] On 04.12.2023, the following order was passed by this Court:-

“ Present: Mr. C.S. Jattana, Advocate for the petitioner.

By way of present petition filed under Section 438 Cr.P.C., petitioner has prayed for grant of anticipatory bail in case FIR No.267 dated 16.09.2023 registered under Sections 27, 29 (Act No.61 of 1985) of Narcotic Drugs and Psychotropic Substances Act at Police Station Sadar Mansa, District Mansa.

Allegations are that on 16.09.2023, on conducting the dope test of Dharminder Singh alias Bindi, Kulwinder Singh son of Baldev Singh and Kuldeep Singh son of Buta Singh, they were found positive for Morphine and Benzodiazepines.

During interrogation, the afore-said accused disclosed that they had bought the heroin from petitioner – Kulwinder Singh son of Mohan Singh and so, petitioner has been nominated under Section 29 of the NDPS Act.

Learned counsel contends that petitioner has been falsely implicated in this case though he is involved in one more case. Learned counsel further contended that no recovery was effected from the petitioner and he was nominated on the basis of disclosure statement.

Notice of motion.

Mr. M.S. Nagra, AAG, Punjab, accepts notice on behalf of the respondent- State. Copy of petition be supplied to him during course of the day.

Adjourned to 12.02.2024 for filing status report.

In the meantime, in case of his arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/ Investigating Officer. However, it is further directed that the petitioner shall join the investigation as and when so required by the Investigating Officer. He shall not contact any person associated with the case to dissuade him from the investigation in any manner whatsoever and nor shall leave the country without prior permission of the Court. He shall further comply with the conditions stipulated in Section 438(2) Cr.P.C. ”

[2] Today, learned State Counsel, has informed this Court that the petitioner has joined the investigation, in compliance of the order dated 04.12.2023 and is no longer required for further investigation.

[3] In view of the aforesaid, the order dated 04.12.2023, 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

12.02.2024
'Rajneesh'

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