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CRM-M-9-2025 (O&M)

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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-9-2025 (O&M)
Date of decision: 13.02.2025

AMANDEEP SINGH ALIAS KALUPetitioner

Versus

STATE OF PUNJABRespondent

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. P.S. Sekhon, Advocate
for the petitioner.

Mr. Rajinder Singh Bhatta, DAG Punjab.

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SANJIV BERRY, J. (ORAL)
CRM-5269-2025

Learned counsel for the applicant-petitioner prays for
withdrawal of the instant application at this stage.

2. Dismissed as withdrawn.

Main Case

By way of present petition filed under Section 482 BNSS,
2023, the petitioner seeks anticipatory bail in case FIR (Annexure P-1) as
under: -

FIR No.	Dated	Sections	Police Station
218	05.11.2024	105, 61(2) BNS and Sections 15, 18, 20, 21, 22, 27, 29 of NDPS Act.	Sadar, Nabha.

2. Learned counsel for the petitioner submits that in compliance
to the order dated 21.01.2025, the petitioner has joined the investigation.



3. During the course of hearing on 21.01.2025, following order had been passed: -

“ SI Pavittar Singh, Investigating Officer of the case, is present in Court.

2. Heard.

3. It is the contention of the learned counsel for the petitioner that, in fact, no recovery was effected from the house of the petitioner but the petitioner has been falsely implicated in this case and the police had shown the recovery of 550 loose capsules from his house allegedly raided in his absence without joining the independent witness of the village, only on account of the petitioner having moved the complaint of corruption against SI Paramjit Singh on the basis of which FIR No.51 dated 06.11.2024 was registered under provisions of Prevention of Corruption Act. He submits that the alleged recovery is also of 06.11.2024 which is nothing but an attempt to counter blast the registration of aforesaid FIR.

4. Learned State counsel has submitted that the FSL report has been received and the contents of the alleged recovery has been found to be non-commercial in nature and on instructions from SI Pavittar Singh, has not disputed the fact that no independent witness of the village was there at the time of alleged recovery.

5. Be it the case, without commenting on the merits of the case, 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.

6. List on 07.02.2025.”

4. Learned State counsel on instructions received from S.I. Pavittar 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 21.01.2025 passed by this Court, interim bail granted vide order dated 21.01.2025 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.

13.02.2025
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(SANJIV BERRY)
JUDGE

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