



**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-13738-2023

Date of Decision:03.02.2025

Rajan Kumar @ Raja

...Petitioner

vs.

State of Punjab

...Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Gurmohan Singh Bedi, Advocate
for the petitioner.

Mr. I.P.S Sabharwal, DAG, Punjab.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the present petition under Section 439 of Cr.P.C with a prayer to grant regular bail to him in case FIR No. 60, dated 24.11.2022, registered under Sections 21(c) and 29 of NDPS Act, Police Station Behrampur, District Gurdaspur (Annexure P-1).

2. On 11.08.2023, this Court had noticed the following contentions while granting the concession of interim bail:-

“Contends inter alia that SI Deepika, Investigating/ Seizing Officer while appearing before the learned trial Court candidly stated in her cross-examination that she did not reduce the secret information into writing; nor it was sent to superior officers and relevant part of her cross examination reads as under:-

“...It is correct that seals also remained with me. It is correct that secret information was not reduced into writing nor it was sent to superior officers before proceeding to take action. It is correct that all the police officials have smart phones. No videography was conducted regarding recovery. Even no

*information was passed to the Sr. Officers through smart phone.
...”.*

3. In compliance of the order dated 11.08.2023, the petitioner was granted the concession of interim bail. Learned counsel has reiterated the same submissions and submits that since the date of grant of interim bail to him, the petitioner is regularly appearing before the Trial Court and had not misused the concession of bail in any manner.

4. On the other hand, learned State counsel also submits that the petitioner has not misused the concession of bail in any manner and is regularly appearing before the Trial Court.

5. I have heard the learned counsel for the parties and perused the record carefully.

6. In view of the submissions made by learned counsel for the parties, the present petition is allowed and the interim order dated 11.08.2023 is made absolute. It is made clear that the petitioner shall continue to appear before the Trial Court on each and every date of hearing and shall not absent himself from the Trial Court proceedings, without prior permission of the Trial court.

03.02.2025
hitesh

(N.S.SHEKHAWAT)
JUDGE

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