

CRM-M-46588-2024

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2025.PHHC.009318



223 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-46588-2024
Date of decision: 22.01.2025

SHEKHAR SINGH ALIAS SHERA

... Petitioner

VERSUS

STATE OF PUNJAB

... Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Sahil Matharoo, Advocate for
Mr. Dilpreet Singh Gandhi, Advocate
for the petitioner.

Mr. Jasjeet Singh Dhaliwal, AAG, Punjab.

KARAMJIT SINGH, J. (Oral)

Prayer is for grant of anticipatory bail to the petitioner in criminal case having FIR No.145 dated 07.06.2023 registered under Sections 21, 29, 61, 85 of NDPS Act at Police Station Kotwali, District Kapurthala.

2. The allegations in brief are that police apprehended co-accused Mani and recovered 31 grams of heroin from him on 06.06.2023. Thereafter, the petitioner was nominated as accused on the basis of disclosure statement suffered by co-accused Mani.



3. The petitioner was granted interim bail by this Court vide detailed order dated 18.09.2024 with direction to join investigation with the police.
4. Today, counsel for the petitioner submits that by virtue of the aforesaid order, petitioner has joined investigation with the police.
5. State counsel on instructions from ASI Paramjit Singh apprised the Court that petitioner, who has joined investigation is no longer required by the police for the purpose of further investigation or custodial interrogation.
6. Admittedly, the petitioner who is facing two other cases under NDPS Act is already enlarged on bail in both the said cases. Further the recovery effected in the present case being of non-commercial quantity is not covered under the stringent provisions of Section 37 of NDPS Act. Furthermore the petitioner is not required for the purpose of further investigation by the police.
7. In view of the above, without commenting on the merits of the case, the present petition is allowed and order of interim bail dated 18.09.2024 is hereby made absolute subject to the conditions as envisaged under Section 482(2) of BNSS, 2023.

(KARAMJIT SINGH)
JUDGE

22.01.2025
Priyanka Thakur

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No