



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-50089-2024

Date of Decision: 05.02.2025

Sunny Kumar @ Sunny Singh ...Petitioner

Vs.

State of Punjab ...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Tanvir S.Grewal, Advocate for the petitioner.

Mr. Prabhdeep Singh Dhaliwal, AAG, Punjab.

FIR No.	Dated	Police Station	Section/s
06	01.02.2024	Bassi Pathana	15 (c) and 25 of Narcotic Drugs and Psychotropic Substances Act, 1985.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner seeks grant of anticipatory bail in respect of
aforementioned FIR.
2. At the time of issuance of notice of motion on 04.10.2024, the following
order was passed:

“The petitioner seeks grant of anticipatory bail in respect of a case registered vide FIR No.06, dated 1.2.2024 at Police Station Bassi Pathana, District Fatehgarh Sahib, Punjab, under Sections 15(C) and 25 of Narcotic Drugs and Psychotropic Substances Act, 1985.

The FIR was lodged pursuant to receipt of secret information by the police on 1.2.2024 to the effect that a white coloured Verna car bearing registration No.PB-13-BQ-5314 was lying in the ditches in the



area of Dhunda Bypass. Upon receipt of said information, the police went to the nominated place and found the car in question. Upon search of the car, 5 bags containing a total of 2 quintals of 'poppy husk' were recovered. It is further the case of prosecution that upon checking the particulars of registered owner of the car bearing registration No.PB-13-BQ-5314, it was found that the car in question was registered in the name of Kaka Singh son of Gurdev Singh. Kaka Singh was arrested on 23.4.2024. It is further the case of prosecution that upon interrogation, said Kaka Singh disclosed that the car in question was being used by his son-in-law Sunny Singh.

Learned counsel for the petitioner submitted that neither the petitioner was ever found near the spot nor was found in possession of any contraband and has been nominated on the basis of alleged disclosure statement made by his father-in-law Kaka Singh, who is infact registered owner of the car in question from which the contraband was allegedly recovered. It has been submitted that apart from the aforesaid disclosure statement there is no other evidence to connect him with the alleged recovery and that no authenticity or credibility can be attached to such like disclosure statement.

Notice of motion for 5.2.2025.

Meanwhile, in the event of arrest, the petitioner be released on interim bail subject to his furnishing personal bonds and surety bonds to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C. ”

3. Learned State counsel upon instructions has informed that pursuant to interim directions issued by this Court, the petitioner has since joined investigation and is not required for any custodial interrogation.
4. Having regard to the aforestated position, wherein the petitioner is stated to have joined investigation and is not required for any custodial interrogation, the petition is accepted and the interim directions issued



by this Court vide order dated 04.10.2024 are hereby made absolute subject to the condition that the petitioner shall join investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 482 BNSS.

05.02.2025

Poonam

(GURVINDER SINGH GILL)
JUDGE

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