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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-58010-2024

DATE OF DECISION: 09.01.2025

GURPREET SINGH ALIAS GOPI

...PETITIONER

Versus

STATE OF PUNJAB

... RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Umesh Aggarwal, Advocate for the petitioner(s).

Mr. J.S. Rattu, DAG, Punjab.

SANDEEP MOUDGIL, J (ORAL)

This petition has been filed under Section 482 OF BNSS 2023 for grant of Anticipatory Bail to the Petitioner in FIR No. 128 dated 28.10.2024 registered under Section 18/29/61/85 of NDPS Act 1985 at Police Station Verowal, Tarn Taran. (Annexure P-1).

Today affidavit of Kamalpreet Singh, Deputy Superintendent of Police, Sub Division Tarn Taran District Tarn Taran has been filed on behalf of respondent-State, the same is taken on record. Copy of the same has been furnished to the counsel opposite.

Learned State counsel has drew attention of this Court to certificate issued by Medical Officer, Civil Hospital, Tarn Taran which suggests that there is non-union right shaft of femur with ILM implant in situ with broken screws of ILN. Such certificate has been issued after physical and radiological examination of the petitioner Gurpreet Singh @ Gopi s/o Balwinder Singh resident of Khadoor Sahib. This report is though not a conclusive but suggests that till the implant



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(NAIL) inside the bone, patient may can walk/brisk walk with or without support according to the circumstances but story of the prosecution would seem highly improbably to the effect that he ran away from the spot defeating the police force whereas there were other co-accused persons who were fit were arrested at the spot.

This Court vide order dated 21.11.2024, while issuing notice of motion, granted the concession of interim bail to the petitioner, subject to his joining the investigation.

Learned counsel for the petitioner submits that in pursuance to the order dated 21.11.2024, the petitioner has joined the investigation.

Learned State counsel on instructions from Investigating officer does not controvert the said fact and further submits that custodial interrogation of the petitioner is not required as nothing is to be recovered from the petitioner.

In view of the above and keeping in view the peculiar facts and circumstances of the case including the medical health/physical fitness of the petitioner, the order dated 21.11.2024 is made absolute.

Accordingly, the present petition is disposed of.

(SANDEEP MOUDGIL)
JUDGE

09.01.2025
anuradha

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>