

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CRM-M-58418-2024 (O&M)
Date of decision: 06.03.2025

Rajwinder Kaur @ Rajji

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr.Ruhani Chadha, Advocate
for the petitioner.

Mr. Amit Rana, Sr. DAG, Punjab.

MANJARI NEHRU KAUL, J.

The petitioner is seeking the concession of anticipatory bail under Section 482 of the Bhartiya Nagrik Suraksha Sanhita, 2023 in case FIR No.123 dated 22.09.2024 under Sections 21, 22 and 27 of the Narcotic Drugs and Psychotropic Substances Act, 1985 and offence under Section 29 of the NDPS Act added later on, registered at Police Station Kot Ise Khan, District Moga.

2. On the last date of hearing on 08.01.2025, while noticing the above submissions made by the learned counsel for the petitioner, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation:-

“This Court issued notice of motion by noticing the following contentions of the learned counsel for the petitioner:-

“Learned counsel for the petitioner inter alia contends that it is one of those cases wherein on account of police officials of Police Station Kot Ise Khan being inimical

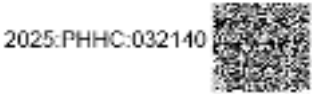
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towards the petitioner and her family, they have been continuously planting false cases upon her. It has also been asserted by the learned counsel that a representation qua her false implication at the hands of SI Lakhwinder Singh of Police Station Kot Ise Khan had been sent to the Senior Superintendent of Police concerned vide representation dated 08.08.2022 and even prior thereto in November 2021. Learned counsel has asserted that the petitioner in all the cases which have been registered against her under the NDPS Act has been nominated as an accused on the basis of a disclosure statement which further lends support to her false implication on account of the inimical relations between her family and the police officials of Police Station Kot Ise Khan. It has also been submitted by the learned counsel that the petitioner is in possession of video clip wherein the police officials can be seen raiding her house even prior to the registration of the present FIR.”

Learned counsel has also argued that even otherwise, the petitioner came to be nominated in the present case on the basis of a disclosure statement allegedly suffered by prime accused Thakur Singh from whom a recovery of 10 grams of heroin (intermediary quantity), 50 intoxicant tablets was made; the disclosure statement on the basis of which the petitioner has been arraigned as an accused in the present case holds weak evidentiary value.”

3. Learned counsel for the petitioner submits that in compliance of order dated 08.01.2025, the petitioner has joined investigation and cooperated with the investigating agency.



4. Learned State counsel, on instructions from ASI Parvinder Singh, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. He, on further instructions, submits that the petitioner is not required for further investigation much less for his custodial interrogation.
5. In view of the above, the petition is allowed and interim order dated 08.01.2025, is made absolute subject to the conditions laid down in Section 482(2) of BNSS, 2023.

06.03.2025

Satyawan

**(MANJARI NEHRU KAUL)
JUDGE**

Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No