



CRM-M-65600-2024 (O&M)

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

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**CRM-M-65600-2024 (O&M)
Date of Decision : 17.07.2025**

Gurpartap Singh @ Kala

....Petitioner

VERSUS

State of Punjab

....Respondent

CORAM : HON'BLE MR. JUSTICE VIKRAM AGGARWAL

Present: Mr. Sandeep Wadhawan, Advocate for the petitioner.

Ms. Shiny Chopra, AAG Punjab.

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VIKRAM AGGARWAL, J. (Oral)

1. Prayer in the present petition filed under Section 438 Cr.P.C is for the grant of pre-arrest bail in case FIR no. 155, dated 07.09.2023, registered under Sections 21/29/61/85 of N.D.P.S Act, at Police Station Beas, District Amritsar Rural.

2. On 31.12.2024, the following order was passed by this Court:-

“ Learned counsel for the petitioner inter alia contends that the petitioner was not arrested from the spot and was in fact named in the second disclosure statement of one Gurjit Singh, who himself had been named by one of the co-accused, who had been arrested from the spot. Learned counsel submits that from the spot, only Gurdev Singh and Kuldeep Singh had been arrested. Learned counsel further submits that there are no previous criminal antecedents of the petitioner and that in one case registered against the petitioner after the registration of the present FIR, he has already been granted anticipatory bail. He further submits that the petitioner is willing to join investigation and abide by any condition imposed by this Court.



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Notice of motion.

Mr. Brijesh, AAG, Punjab accepts notice on behalf of the respondent-State.

List on 06.02.2025.

In the meantime, the petitioner is directed to join investigation. In the event of arrest, he shall be released on interim bail to the satisfaction of the Arresting/Investigating Officer, subject to compliance of the provisions of Section 438 (2) Cr.P.C.”

3. Learned counsel for the petitioner submits that in compliance of the aforesaid order dated 31.12.2024 the petitioner has duly joined investigation.

4. Learned counsel representing the State of Punjab, on instructions from SI Sardool Singh, who is present in the Court, submits that in compliance of the order dated 31.12.2024, the petitioner has duly joined investigation and his custodial interrogation is not required.

5. In view of the fact that petitioner has duly joined investigation and keeping in view the statement given by learned counsel representing the State of Haryana, the present petition is allowed. The order dated 31.12.2024 passed by this Court is made absolute, subject to compliance of the provisions as envisaged under Section 438(2) Cr.P.C

July 17, 2025
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(VIKRAM AGGARWAL)
JUDGE

Whether speaking/non-speaking : Speaking
Whether reportable : Yes/No