



CRM-M-57255-2024

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IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH**CRM-M-57255-2024 (O&M)****Date of decision : 30.1.2025**

Amritpal Singh @ Amrit

... Petitioner

VERSUS

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Ms. Meena, Advocate, for
Mr. Amit Arora, Advocate,
for the petitioner.

Mr. Inderjeet Singh Ladher, DAG, Punjab

KARAMJIT SINGH, J. (Oral)

Prayer is for grant of anticipatory bail to the petitioner in criminal case having FIR No.61 dated 14.7.2021 registered under Sections 21(c), 27-A, 29 of NDPS Act, Sections 25, 27, 30 of Arms Act and Sections 212, 216, 109 of IPC at Police Station Khalra, District Tarn Taran.

2. The allegations in nutshell are that the police apprehended Gursewak Singh, Amritpreet Singh and Jagpreet Singh on 14.7.2021 on the basis of secret information. At that time, the police effected recovery of .315 bore pistol rifle with 9 live cartridges from Gursewak Singh, 300 grams of Heroin and one .315 bore pistol with 4 live cartridges from Amritpreet Singh and 1 kg Heroin, .12 bore pistol with 4 live cartridges and .32 bore pistol with two live cartridges from Jagpreet Singh @ Jagga. Subsequently, the petitioner was nominated as accused on the basis of the disclosure statement



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suffered by Gursewak Singh and Amritpreet Singh. The present petitioner while apprehending his arrest, has filed the present petition. On earlier dates, it was brought to the notice of this Court that at the relevant time, when aforesaid recoveries were effected from 3 co-accused, the present petitioner was lodged in jail in another criminal case having FIR No.57 dated 18.7.2021 under Sections 21 of NDPS Act, Police Station Harike, District Tarn Taran and he was later on, released on bail in the said case vide order dated 6.9.2021 (Annexure P-3).

3. In light of the aforesaid facts, Coordinate Bench of this Court stayed arrest of the present petitioner subject to joining of investigation.

4. Today, counsel appearing on behalf of the petitioner apprised the Court that in compliance of the aforesaid order, the petitioner has joined the investigation with the police.

5. State counsel on instructions from ASI Nirmal Singh has not refuted the aforesaid assertions made by the counsel for the petitioner and further, made statement that the petitioner is no longer required by the police for purpose of further investigation in this case.

6. I have considered the submissions made by the counsel for the parties.

6. Disclosure statement, if any, suffered by co-accused against the present petitioner will be tested during trial with regard to its veracity and relevance. In the given circumstances, no purpose is going to be served if the petitioner is subjected to custodial interrogation at this point of time.

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



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18.11.2024 is hereby made absolute subject to the conditions as envisaged under Section 482(2) BNSS.

**(KARAMJIT SINGH)
JUDGE**

January 30, 2025

Paritosh Kumar

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No