

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

**C.R.M-M No.23580-2015
Date of Decision : 30.10.2015**

Baljit Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. S.S.Gill, Advocate
for the petitioner.

Ms.Amarjit Kaur Khurana, Addl. AG, Punjab.

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

AJAY TEWARI, J. (Oral)

This is a petition for grant of anticipatory bail to the petitioner under Section 438 Cr.P.C. in case FIR No.27 dated 25.04.2015 registered under Sections 15/61/85 NDPS, Act at Police Station Ghagga, District Patiala.

Learned counsel for the petitioner states that the petitioner was not arrested from the spot and the total recovery is 52 kgs. of poppy husk which is not commercial quantity.

Learned Additional Advocate General, on instructions from ASI Baljit Singh has accepted the fact that the petitioner was not arrested but states that the motorcycle of the petitioner was recovered from the spot.

Keeping in view the recovery and the fact that the petitioner was not arrested from the spot, I do not deem it appropriate to deny anticipatory bail to the petitioner.

Resultantly, the petition is allowed. The interim order dated 22.07.2015 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

30.10.2015

Pooja sharma-I

**(AJAY TEWARI)
JUDGE**