

CRM No. M-18524 of 2016

DECIDED ON: SEPTEMBER 15, 2016

DEVIDAN SINGH

.....PETITIONER

VERSUS

STATE OF HARYANA

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Ms. Mannat Anand, Advocate
for the petitioner.

Ms. Harpreet Kaur, AAG, Haryana.

JASPAL SINGH, J (ORAL)

By virtue of instant petition preferred under Section 438 Cr.P.C., petitioner has sought pre-arrest bail in case FIR No. 188 dated 30.09.2014 under Sections 15, 18 and 27-A of NDPS Act and Section 25 of Arms Act registered at Police Station Nathu Sari Chopta, District Sirsa.

At the time of issuance of notice of motion on June 02, 2016, the following order was passed:

During the course of arguments, it has gone uncontroverted that the present petitioner was not apprehended on the spot. He is sought to be implicated on the disclosure statement of Krishan Singh, co-accused. Furthermore, the alleged recovery is stated to have been made from a Bolero Camper vehicle and which is not under the ownership of the present petitioner.

List for further consideration on 15.09.2016.

In the meanwhile, petitioner is directed to appear before the Investigating Officer and to join investigation. In the event of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting/Investigating Officer. The petitioner shall join investigation as and when called upon to do so and he shall remain bound by the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, on instructions from ASI Madan Lal, submits that in compliance of order dated June 02, 2016, petitioner has joined the investigation and he is no more required for further investigation. She further submits that investigation in this case is almost complete and report under Section 173(2) Cr.P.C. is likely to be presented shortly, against the petitioner.

In view of above, order dated June 02, 2016 is hereby, made absolute.

However, petitioner shall be abide by all the terms and conditions as envisaged under Section 438(2) Cr.P.C.

Disposed of.

SEPTEMBER 15, 2016
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(JASPAL SINGH)
JUDGE

Whether Speaking/Reasoned Yes/No

Whether Reportable Yes/No