

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

CRM-M-19833-2016

Date of Decision: September 23, 2016

Ankush Chanouria

...Petitioner

Versus

State of Punjab

...Respondent

CRM-M-21167-2016

Rahul @ Tiddi

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. Harish Davedi, Advocate,
for the petitioner (in CRM-M-19833-2016).

Mr. Vivek Salathia, Advocate,
for the petitioner (in CRM-M-21167-2016).

Mr. Jashanpreet Singh, AAG, Punjab.

M.M.S. BEDI, J (Oral)

This order will dispose of two petitions, one filed by Ankush Chanouria, bearing CRM-M No. 19833 of 2016 and the other filed by Rahul @ Tiddi, bearing CRM-M No. 21167 of 2016, for grant of pre-arrest bail.

Both the petitioners were not apprehended from the spot, when recovery of 17 grams of heroin was effected from the co-accused, namely Bobby @ Thapa and Shingara Singh.

The admissibility of the statements of accomplice will certainly be a debatable issue during the course of trial. Since the petitioners have joined the investigation, it does not appear to be a case of custodial interrogation.

Both the petitions are allowed and it is ordered that in case of arrest of the petitioners they shall be released on bail on their furnishing bail bonds/surety bonds to the satisfaction of the arresting officer subject to the conditions that the petitioners will join the investigation as and when required by the police or that they will not tamper with the evidence or hamper the investigation in any manner. An additional condition is imposed on the petitioners that they will not indulge in similar activity during the

pendency of the trial and in case of any such eventuality, it will be open to the investigating agency to seek the cancellation of the bail.

(M.M.S. BEDI)
JUDGE

September 23, 2016
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Whether Speaking/Reasoned	: Yes/No
Whether Reportable	: Yes/No