

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

CRM-M-28696 of 2016

Date of Decision: August 30, 2016

Sukhdev @ Sukha

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: **HON'BLE MR. JUSTICE FATEH DEEP SINGH**
Present: Mr. Vinod Bhardwaj, Advocate
for the petitioner.

Mr. Munish Sharma, AAG, Haryana.

FATEH DEEP SINGH, J.

The allegations against the petitioner Sukhdev @ Sukha in this anticipatory bail application under Section 438 Cr.P.C. are that on 24.6.2016 the police apprehended his co-accused Hardeep Singh and on the basis of his confessional statement the petitioner has been named as the supplier of drug in question. Learned counsel for the petitioner contended that neither anything has been recovered at the behest of the petitioner from his conscious possession nor he has been assigned any role and there is no evidence to link the petitioner with the commission of the offence.

Learned State counsel very fairly conceded that the only semblance of evidence against the petitioner is statement of his co-accused, admissibility of which is a debatable issue.

In view thereof and keeping in view that joining the investigation by the petitioner would suffice the purpose and that nothing is

to be recovered from the petitioner, the present petition seeking anticipatory bail is allowed. In the event of arrest of the petitioner, he be admitted to bail to the satisfaction of the arresting officer/Investigating Officer and that he shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

(FATEH DEEP SINGH)
JUDGE

August 30, 2016
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