

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

**Criminal Misc. No. M-28922 of 2016
Date of Decision: 22.11.2016**

Gurdeep Singh alias Deep Singh

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Bikramjeet Singh Jatana, Advocate for the petitioner.

Mr. P.S. Grewal, DAG, Punjab for the respondent(s)-State.

...

Inderjit Singh, J.

Petitioner-Gurdeep Singh alias Deep Singh has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.92 dated 03.08.2016, registered at Police Station Bhikhi, District Mansa, under Sections 22/61/85 of Narcotic Drugs and Psychotropic Substances Act, 1985.

Notice of motion was issued in this case.

Learned State counsel has appeared on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

From the record, I find that as per prosecution version, recovery is non-commercial. The present petitioner is stated to have run away from the spot and could not be arrested. Recovery has already been effected.

Moreover, in pursuance of the interim order dated 22.08.2016, passed by this Court, the petitioner has already joined the investigation. He is not required for custodial interrogation. Nothing is to be recovered from him. No useful purpose would be served by sending the petitioner to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The order dated 22.08.2016, granting interim bail to the petitioner, is made absolute. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

November 22, 2016
jasmine

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No