

CRM-M-36320-2016

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

CRM-M-36320-2016

Date of Decision: 21.11.2016

Sukhwinder Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. L.S.Sekhon, Advocate,
for the petitioner.

Ms. Shivali, Assistant Advocate General, Punjab.

INDERJIT SINGH, J.

Petitioner, Sukhwinder Singh has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.65 dated 06.07.2015, registered at Police Station Bakshiwal, District Patiala, under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985 and Section 181 of the Motor Vehicles Act.

Notice of motion was issued. Learned State counsel put in appearance 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. Police record is also available.

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From the record, I find that the petitioner has already joined the investigation. Recovery effected in the present case falls in the category of non-commercial. Initially, the petitioner was found innocent and he has been summoned by the court. The petitioner has already appeared before the court.

Keeping in view the facts and circumstances of the present case, I find that the petitioner has already joined the investigation; he is now not required for custodial interrogation; nothing is to be recovered from him and he has only to face the trial.

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 interim order dated 07.10.2016 is made absolute.

21.11.2016

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No