

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

**CRM No.M-38722 of 2016 (O&M)**

Date of decision: December 15, 2016

Nirmal Singh

...Petitioner

Versus

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.

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**INDERJIT SINGH, J.**

Petitioner-Nirmal Singh has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.43 dated 18.06.2015, registered at Police Station Jaurkian, District Mansa, under Section 15 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.

Learned counsel for the petitioner argues that the petitioner had filed an application for exemption from personal appearance and the same was dismissed by the learned lower Court and his bail was ordered to be cancelled. He further argues that at that time, only remand papers were pending and challan was not presented.

From the record, I find that the petitioner has already appeared before the learned lower Court in compliance of order dated 27.10.2016, passed by this Court and the learned lower Court has released him on bail. Moreover, the petitioner is not required for custodial interrogation. 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 27.10.2016, granting interim bail to the petitioner, is made absolute.

December 15, 2016

rajesh.k.khurana

**(INDERJIT SINGH)**  
**JUDGE**

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|---------------------------|---|-----|
| Whether speaking/reasoned | : | Yes |
| Whether Reportable        | : | No  |