

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

CRM-M No.39147 of 2015

Decided on: 07.01.2016

GURPREET SINGH @ NATER SINGH

. . . Petitioner

Versus

STATE OF PUNJAB

. . . Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

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

Mr. Daljeet Singh Virk, Assistant A.G., Punjab.

TEJINDER SINGH DHINDSA, J. (Oral)

This order shall dispose of the present petition filed under Section 438 Cr.P.C praying for grant of anticipatory bail to the petitioner in case FIR No.224 dated 13.12.2014, under Section 22/61/85 of Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station City Sunam, District Sangrur.

As per prosecution version, alleged recovery of 260 intoxicant tablets from the dashboard of car in which the petitioner was travelling was effected.

Learned State counsel upon instructions from ASI Darshan Singh would apprise the Court that FSL report has since been received and on the basis of which offence under the NDPS Act is not made out. Categorically submitted that a case for cancellation of the FIR is being duly processed.

Under such peculiar circumstances, custodial interrogation of the petitioners would not be warranted. Petition is, accordingly, allowed.

Petitioner, however, would duly appear before the Investigating Agency and in the event of arrest of the petitioner by the Arresting Officer/Investigating Officer, he shall be released on interim bail subject to the following conditions as envisaged under Section 438(2) Cr.P.C.:-

1. That he shall make himself available for interrogation by a police officer as and when required;
2. That he shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer and;
3. That he shall not leave India without prior permission of the Court.

Disposed of.

[TEJINDER SINGH DHINDSA]
JUDGE

07.01.2016
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