

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

CRM-M No. 45003 of 2016
Date of decision : December 23, 2016

Mohd. Akhtar

..... Petitioner

v.

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. SS Gill, Advocate
for the petitioner.

Ms. Amarjit Kaur Khurana, Addl. AG Punjab

Ajay Tewari, J (Oral)

The petitioner seeks grant of anticipatory bail in case FIR
No.151, dated 27.10.2016, registered under Section 22 of the NDPS Act,
at Police Station City-I, Malerkotla, District Sangrur.

On the last date, the following order was passed :-

“ Learned counsel has argued that the alleged recovery in this case was 45 grams of intoxicating powder which is below the commercial quantity. Further she has argued that the petitioner was not arrested from the spot though the car does belong to the sister of the petitioner and that the petitioner has

otherwise clean antecedents.”

Learned Addl. AG Punjab, on instructions from HC Gurbax Singh, has accepted these factual assertions.

In these circumstances, I do not deem it appropriate to deny the concession of anticipatory bail to the petitioner. Resultantly, this petition is allowed and it is directed that in the event of his arrest, the petitioner shall be released on anticipatory bail by the Investigating Officer to his satisfaction subject to the compliance of the provisions as contained in Section 438(2) of the Cr.P.C.

December 23, 2016
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(AJAY TEWARI)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No