

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

**CRM NO. M-22634 OF 2017 (O&M)
DECIDED ON : 26.07.2017**

Chhinda Singh @ Sukhwinder Singh

...Petitioner

versus

State of Haryana

...Respondent

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present : Mr. Pardeep Kumar, Advocate,
for the petitioner.

Mr. Vikramjit Singh, Addl. AG, Haryana.

ANUPINDER SINGH GREWAL, J. (ORAL)

This is a petition for grant of anticipatory bail to the petitioner in case FIR No.563 dated 09.09.2015 registered at Police Station Rattia, for the offences under Sections 15 & 27-A of NDPS Act.

The allegation in the FIR is that the police party was present at the bypass Rattia Budhlada Road Tohana where they saw that two boys were coming with bags covered with bed sheet on Hero Motor Cycle. On seeing the police party they tried to take U turn but fell down. One person, who was sitting behind, escaped while the driver was apprehended. He later disclosed the name of the petitioner as the one who ran away from the spot. On search of the bags, each bag was found containing 18.800 kgs of poppy husk.

Learned counsel for the petitioner states that the petitioner has not been apprehended from the spot. He has been implicated only on the disclosure statement made by his co-accused. The alleged recovery is non-commercial

A co-ordinate Bench of this Court, vide order dated 23.06.2017, had directed the petitioner to join investigation and in the event of his arrest, he was ordered to be released on interim anticipatory bail to the satisfaction of Arresting/ Investigating Officer subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, on instructions from ASI Rajinder Parshad, states that in pursuance to the order dated 23.06.2017, the petitioner has joined investigation and is not required for custodial interrogation.

In view of the above and without expressing any opinion on the merits of case, the order dated 23.06.2017 granting ad-interim bail is hereby made absolute. However, the petitioner shall abide by the conditions envisaged under Section 438(2) Cr.P.C.

The petition stands disposed of accordingly.

(ANUPINDER SINGH GREWAL)
JUDGE

JULY 26, 2017
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| 1. | Whether speaking/reasoned : | Yes/no |
| 2. | Whether reportable : | Yes/no |