

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

**CRM NO. M-31989 OF 2017
DECIDED ON : 09.10.2017**

Manjit Singh

...Petitioner

versus

State of Punjab

...Respondent

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present : Mr. Bhavesh Aggarwal, Advocate for
Mr. Ashish Aggarwal, Advocate,
for the petitioner.

Mr. Sandeep Vermani, Addl. AG, Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking anticipatory bail in FIR No.45 dated 17.07.2017 under Sections 21/29 of NDPS Act, registered at Police Station Sarai Amanat Khan, District Tarn Taran.

Learned counsel for the petitioner contends that the petitioner apprehends that he may be arrested as it is alleged in the FIR that one Manu along with others had constituted a gang for smuggling heroin. He further states that recovery has been effected from five persons, namely Sandeep Singh, Mandeep Singh, Garhgajeet Singh, Bachittar Singh and Gursewak Singh but Manu is not the person from whom any alleged recovery has been effected. He further contends that name of the petitioner is Manjit Singh and he is not known as Manu. Learned counsel further contends that petitioner is not involved in any other case.

Learned State counsel, however, contends that petitioner was named in the FIR as being one of the members of gang for

smuggling heroin but five persons who were travelling in the car and who were arrested on the spot, did not include the petitioner. He further states that one of the five persons namely Bachittar Singh who was arrested on the spot, had disclosed that petitioner was travelling with them but he got down from the vehicle on the way.

This Court, by the order dated 07.09.2017 had directed the petitioner to join investigation and in the event of his arrest, he was ordered to be released on ad-interim 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 SI Rajender Singh states that in pursuance to the order dated 07.09.2017, the petitioner has joined investigation.

In view of the submissions of learned counsel for the petitioner and that no recovery was effected from the petitioner, he has joined the investigation, without expressing any opinion on the merits of case, the order dated 07.09.2017, granting ad-interim bail to the petitioner, 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

OCTOBER 09, 2017

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1. Whether speaking/reasoned : YES/NO
2. Whether reportable : YES/NO