

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

CRM-M -43312 of 2016 (O&M)
Date of decision: 01.02.2017

Jagsir Singh @ Seera

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Lakhwinder Singh, Advocate for
Mr. P.S. Dhaliwal, Advocate for the petitioner(s).

Mr. R.S. Nain, AAG, Punjab
assisted by HC Sher Singh.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in FIR No.105 dated 03.10.2016, registered under Section 15 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'NDPS Act'), at Police Station Barnala, District Barnala.

On 02.12.2016, this Court had passed the following order:-

“Petitioner allegedly escaped from the spot when 3 kgs poppy-husk was recovered from the co-accused of the petitioner.

Notice to Advocate General, Punjab for 01.02.2017.

Meanwhile, an interim direction is issued that the petitioner will join investigation on 17.12.2016 and

07.01.2017 or any other day as required by the investigating officer. In case of petitioner doing so, he will be released on interim bail to the satisfaction of the arresting officer.”

It is contended that in pursuance of the order dated 02.12.2016, the petitioner has joined the investigation

The learned State counsel, on instructions submits that the petitioner has joined the investigation and he is not required for custodial interrogation.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 02.12.2016, is made absolute, subject to furnishing bail bonds/surety bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, concerned.

The petition stands allowed.

01.02.2017
ashok/sumit.k

(JITENDRA CHAUHAN)
JUDGE

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