

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

CRM No. M-45406 of 2016 (O&M)

Date of Decision: 07.02.2017.

Hardev Singh @ Dev Singh and another

... Petitioners

Versus

State of Punjab

... Respondent

CORAM : Hon'ble Mr. Justice Jitendra Chauhan

Present : Mr. P.S. Dhaliwal, Advocate,
for the petitioners.

Ms. Harsimrat Rai, DAG, Punjab
assisted by ASI Kulwant Singh.

JITENDRA CHAUHAN.J.(ORAL)

The present petition has been filed under Section 438
the Cr.P.C seeking anticipatory bail in case FIR No.161 dated
03.08.2016, registered under Section 22 of NDPS Act, 1985 at Police
Station City South Moga, District Moga.

On 20.12.2016 this Court had passed the following
order:-

“Learned counsel contends that the petitioner is not named in the
FIR. He has been falsely implicated in the present case and on the
basis of disclosure statement of co-accused Surinder Singh @
Sonu. He further contends that petitioner is not involved in any
other FIR and he was not arrested from the spot also.

Notice of motion for 07.02.2017.

Meanwhile, in the event of arrest of the petitioners by the Arresting
Officer, they shall be released on interim bail subject to the

following conditions:-

- 1.That they shall make themselves available for interrogation by a police officer as and when required;
- 2.That they 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 they shall not leave India without prior permission of the Court. ”

It is contended that in pursuance of the order dated 20.12.2016, the petitioners have joined the investigation.

Learned State counsel, on instructions, states that the petitioners have joined the investigation and they are not required for custodial interrogation.

In view of above, the order dated 20.12.2016 passed by this Court is made absolute, subject to furnishing of bail-bonds/surety bonds by the petitioners to the satisfaction of the CJM/Duty Magistrate concerned.

The petition stands allowed.

07.02.2017.
SN

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes/No
Whether reportable :	Yes/No