

CRM-M-536-2017

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

CRM-M-536-2017

Date of Decision: 25.04.2017

Rashpal Singh alias Shalu

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. D.S.Pheruman, Advocate,
for the petitioner.

Mr. V.P.S.Sidhu, AAG, Punjab.

INDERJIT SINGH, J.

Petitioner-Rashpal Singh alias Shalu has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.116 dated 14.08.2015, registered at Police Station Sarhali, District Tarn Taran, under Sections 411, 414, 489-A, 489-B and 489-C IPC, Sections 15 and 18 of NDPS Act, 1985 and Section 25 of the Arms Act, 1959.

Notice of motion was issued. Learned State counsel put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

CRM-M-536-2017

From the record, I find that FIR has been registered on the basis of secret information. Recovery of 10 grams of heroin and 100 grams of intoxicant powder has been effected from the co-accused. Nothing has been recovered from the present petitioner.

In pursuance of the interim order dated 31.01.2017, the petitioner has already joined the investigation. He is now not required for custodial interrogation. Therefore, no useful purpose will be served by sending the petitioner to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The interim order dated 31.01.2017 passed by this Court, granting interim bail to the petitioner, is made absolute. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

25.04.2017

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No