

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

**CRM-M-24104-2018 (O&M)
Date of Decision: 25.7.2018**

Shagan Singh alias Changa Singh

.....PETITIONER(s).

VERSUS

State of Haryana

....RESPONDENT(s).

CORAM:- HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Vikas Bishnoi, Advocate
for the petitioner.

Mr. Ashok Muthreja, D.A.G. Haryana.

RAJ SHEKHAR ATTRI, J.(Oral)

The present petition has been filed under Section 438 Code of Criminal Procedure for grant of anticipatory bail to the petitioner in case FIR No.226 dated 6.5.2018 registered for the offences punishable under Sections 15 of Narcotic Drugs & Psychotropic Substances Act at Police Station Ratia, District Fatehabad.

Heard.

It is the case of the prosecution that the police party had waylaid the motor cycle but its driver had run away and when the motor cycle was searched, a plastic bag was recovered containing 3 KG of poppy husk which falls within non-commercial quantity of contaband. However, name of the petitioner is stated to be Shagan Singh alias Changa Singh.

Learned State counsel on instructions from ASI Rai Singh

states that the petitioner has joined the investigation and nothing is to be recovered from him.

Without expressing any opinion on the merits of the case, this petition is allowed and the order dated 1.6.2018 is made absolute till the presentation of challan, subject to the following terms:-

- (i) that the petitioner shall make himself available for interrogation by the police as and when required;
- (ii) that the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the accusation against him so as to dissuade him from disclosing such facts to the Court or to any police officer;
- (iii) that the petitioner shall not leave India without the prior permission of the trial Court.
- (iv) that the petitioner will seek regular bail on the presentation of challan in Court.

July 25, 2018
Paritosh Kumar

(RAJ SHEKHAR ATTRI)
JUDGE

Whether speaking/reasoned:
Whether Reportable:

Yes/No
Yes/No