

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

CRM-M-4050-2018

Date of decision: May 21, 2018

Reena

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Karan Choudhary, Advocate
 for the petitioner.

 Mr. Karanbir Singh, AAG, Punjab.

RAJ SHEKHAR ATTRI, J.(ORAL)

Petitioner has preferred the instant petition under Section 438 Cr.P.C., for grant of anticipatory bail in case FIR No.70 dated 29.11.2017, registered under Sections 22/29 of Narcotic Drugs and Psychotropic Substances Act at Police Station Purana Shalla Tehsil and District Gurdaspur.

It has been submitted that recovery of 200 mg of heroin was effected from Nipun Datta @ Bablu. Heroin above than 250 gms falls within commercial quantity.

Petitioner was implicated in this case solely on the ground that said Nipun Datta @ Bablu had suffered a disclosure statement implicated the name of the petitioner.

The authenticity and admissibility of the disclosure statement is debatable.

Learned State counsel, on instructions, has stated that the petitioner has joined the investigation; nothing is to be recovered from him and he is no more required for custodial interrogation.

In the circumstances, without going into the merits of the case, I do not deem it appropriate to deny the concession of anticipatory bail to the petitioner in the present case.

Resultantly, the interim order dated 12.02.2018, passed by this court, is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

Petition stands allowed.

(RAJ SHEKHAR ATTRI)
JUDGE

May 21, 2018
m. sharma

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