

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Criminal Misc. No. M-41372-2018

Date of Decision: 28.09.2018

Harish

.. Petitioner

Vs.

State of Haryana

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Parveen Kumar Rohilla, Advocate for the petitioner.

Mr. Sukhdeep Parmar, DAG, Haryana.

...

Inderjit Singh, J.

Petitioner Harish has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No. 543 dated 05.09.2018, registered at Police Station Quilla, Panipat, under Sections 3, 4 and 5 of MTP Act, 1971, Section 18-A of the Drugs Act, 1940 and Sections 332, 353, 186 and 120-B of Indian Penal Code.

Notice of motion was issued in this case.

Learned State counsel has appeared 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.

As per the prosecution version, the present petitioner has sold a MTP Kit to a decoy customer for ₹500/-.

In pursuance of the interim order dated 19.09.2018, passed by this Court, the petitioner has already joined the investigation. He is not required for custodial interrogation. No useful purpose would 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 order dated 19.09.2018, 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.

28.09.2018

Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No