

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

CRM-M-41477-2018

Date of Decision: 25.10.2018

D C S/O Pala Singh

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM : HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present : Mr. P.S. Sekhon, Advocate
for the petitioner.

Mr. Nikhil K. Chopra, Addl. A.G. Punjab.

P.B. BAJANTHRI J. (Oral)

In the instant petition, petitioner has sought for anticipatory bail under the provision of Section 438 of Cr.P.C in case FIR No.98 dated 17.08.2018 registered under Section 15 of NDPS Act at Police Station Cheema District Sangrur.

2. Learned counsel for the petitioner submitted that the quantity of recovered poppy husk is non commercial and petitioner is also not involved in any other case. Petitioner was granted the benefit of interim bail vide order dated 20.09.2018 and directed to join investigation. Pursuant to order dated 20.09.2018, petitioner already join the investigation and prayed for making the order dated 20.09.2018 absolute.

3. Learned State counsel on instructions from ASI Mohinderjeet Singh submitted that pursuant to the order dated 20.09.2018, petitioner has joined the investigation and he is not required for custodial interrogation.

4. In view of these factual aspect, without commenting on the merit of the case, order dated 20.09.2018 granting ad-interim bail to the petitioners is made absolute subject to the conditions envisaged under Section 438 (2) Cr.P.C.

5. Petition stands allowed accordingly.

6. However, the petitioner shall not in any way indulge in any criminal activities and he shall also not influence the witnesses or otherwise interfere with the fair trial.

25.10.2018

rajeev

Whether speaking/reasoned

Whether reportable

Yes/No

Yes/No

(P.B. Bajanthri)

Judge