

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

**CRM-M-43917-2018
Date of Decision: 20.12.2018**

Gurpreet Singh

....Petitioner

versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Ajay Kamboj, Advocate
for the petitioner.

Mr. Munish Sharma, AAG, Haryana.

HARNARESH SINGH GILL, J.(ORAL)

On 05.10.2018 the following order was passed:-

“ Prayer in the instant petition under Section 438 Cr.P.C. has been made for grant of anticipatory bail to the petitioner in case FIR No. 390 dated 11.09.2018 under Section 21 NDPS Act, 1985 registered at Police Station City Dabwali, District Sirsa.

According to the prosecution, the petitioner is indulging in drug trafficking .

Learned counsel for the petitioner, *inter alia*, contends that co-accused, namely Baljinder Singh @ Baba, on whose disclosure statement, the petitioner has falsely been implicated in this case, was not apprehended on the spot. The alleged disclosure statement of co-accused is very weak type type of evidence against the petitioner. No recovery has to be effected from the petitioner.

Notice of motion for 20.12.2018.

In the meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, he shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of the Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438 (2) Cr.P.C.”

Learned State counsel, on instructions from ASI Madan Lal,

states that the petitioner has joined the investigation and is no more required for custodial interrogation.

In this view of the matter the order dated 05.10.2018 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

Petition stands disposed of.

(HARNARESH SINGH GILL)
JUDGE

20.12.2018

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No