

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

208

CRM-M-3589-2019 (O & M)
Date of Decision:06.03.2019

Gurmit Singh @ Deputy

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Manvinder Singh Sidhu, Advocate
for the petitioner.

Mr. V.G. Jauhar, Sr. DAG, Punjab.

MANOJ BAJAJ, J.(ORAL)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in FIR No.333 dated 25.12.2018, under Sections 21/61/85 of the NDPS Act registered at Police Station Sadar Jagraon, District Ludhiana.

On 25.01.2019, this Court had passed the following order:-

“Learned counsel for the petitioner contends that from Mangat, recovery of 200 gms. heroine was made on 25.12.2018. Learned counsel for the petitioner contends that the 'naka' (check post) was set up on receiving the secret information wherein the names of the various other persons allegedly engaged in this activity were also mentioned.

According to him, the petitioner was neither present when the recovery was made nor anything was recovered.

Notice of motion for 06.03.2019.

In the meanwhile, 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 counsel for the petitioner contends that in pursuance of the order dated 25.01.2019, the petitioner has joined the investigation.

Learned State counsel on instructions from HC Sukhdev submits that the petitioner has joined the investigation and he is not required for custodial interrogation.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 25.01.2019, is made absolute.

The petition stands allowed.

06.03.2019

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(MANOJ BAJAJ)
JUDGE

Whether Speaking/Reasoned: Yes/No

Whether Reportable : Yes/No