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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-8133-2019

Date of decision-02.04.2019

Darshan Singh

....Petitioner

Vs.

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. G.S.Goraya, Advocate for the petitioner.

Mr. Sukhdeep Parmar, DAG, Haryana assisted by
SI Surender Singh.

MANOJ BAJAJ, J.

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in FIR No.20 dated 08.02.2019 registered under Sections 15 and 61 of Narcotic Drugs and Psychotropic Substances Act, 1985 Act registered at Police Station Ismailabad, District Kurukshetra.

On 22.02.2019, this Court had passed the following order:-

“Prayer is for grant of anticipatory bail in FIR No.20 dated 08.2.2019 under Section 15/61 of NDPS Act, 1985 registered at P.S Ismailabad, District Kurukshetra.

The allegation in the FIR is regarding recovery of 3 kgs 500 grams of poppy husk from the house of the petitioner. Learned counsel for the petitioner contends that the petitioner has falsely been roped in and that the house was searched without following the procedure prescribed under law.

Notice of motion for 02.4.2019.

Meanwhile, in the event of arrest, the petitioner shall be

released on interim anticipatory bail to the satisfaction of the Arresting/Investigating Officer, subject to the conditions provided under Section 438 (2) Cr.P.C. The petitioner is also directed to join the investigation and cooperate with the Investigating Agency, as and when required.”

Learned counsel for the petitioner contends that in pursuance of the order dated 22.02.2019, the petitioner has joined the investigation.

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

In view of the above, the interim bail granted by this Court vide order dated 22.02.2019 is made absolute.

The petition stands allowed.

(MANOJ BAJAJ)
JUDGE

02.04.2019

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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No