

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

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CRM-M-17560-2019

DATE OF DECISION: 19.08.2019

DAVINDER SINGH @ DAVINDER KUMAR @ BITTY

... Petitioner(s)

Versus

STATE OF PUNJAB AND ORS.

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Manik Makkar, Advocate for
Mr. Mohit Sadana, Advocate for the petitioner.

Ms. Sudeepti Sharma, Addl. A.G., Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking anticipatory bail in FIR No.76 dated 04.04.2019 under Section 22 of the NDPS Act, registered at Police Station Lehra, District Sangrur.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR and has been arraigned as an accused on the statement of the co-accused Ashwini Kumar @ Ashu, who was found in possession of 19 bottles of syrup namely 'Onerex'. He also contends that the petitioner is not involved in any other case under the NDPS Act.

A coordinate Bench of this Court, by the order dated 18.04.2019, had directed the petitioner to appear before the Investigating Officer and join the investigation and in the event of his arrest, he was to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Affidavit of DSP, Sub Division Lehra, District Sangrur filed by the learned State counsel is taken on record. Learned State counsel, upon instructions from ASI Bikramjit Singh, states that the petitioner has joined investigation and is not required for custodial interrogation.

In view of the submissions of learned counsel for the petitioner especially when the petitioner has been arraigned as an accused on the statement of the co-accused and has joined investigation, the order dated 18.04.2019 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

The petition stands disposed of.

19.08.2019

SwarnjitS

(ANUPINDER SINGH GREWAL)
JUDGE

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No