

**In The High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-41047-2018 (O&M)

Date of Decision:- 21.1.2019

Amrik Singh

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Ms. Navneet Kaur, Advocate, for
Mr. A.S.Ahluwalia, Advocate, for the petitioner.

Mr. Ashok Singh Choudhary, Addl. A.G. Haryana.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner seeks grant of anticipatory bail in respect of a case registered against him vide FIR No.193, dated 14.8.2018, registered at Police Station Kallanwali, District Sirsa, under Section 22-C of NDPS Act.
2. The case of prosecution is that Dharamdeep Singh (non-applicant) was apprehended on the basis of suspicion and whose search led to recovery of 600 tablets of Tramadol Hydrochloride. During the course of interrogation said Dharamdeep Singh disclosed that he has purchased the said tablets from Amrik Singh (petitioner).
3. The learned counsel for the petitioner has submitted that he has falsely been implicated in the present case solely on the basis of alleged disclosure statement, the admissibility of which is yet to be tested during the course of trial.

4. Learned State counsel while opposing the petition has submitted that in view of the categorical statement of Dharamdeep Singh from whom recovery had been effected, the complicity of the petitioner is evident and he is not entitled for grant of anticipatory bail. It has however been informed, upon instructions from SI Krishan Kumar that the petitioner has already joined investigation.
5. Having considered rival submissions addressed before this Court and bearing in mind the fact that the petitioner was not arrested at the spot and that he is stated to have joined investigation, in my opinion, it is a fit case for grant of anticipatory bail. The petition is as such accepted and interim directions issued vide order dated 27.9.2018 are made absolute subject to the condition that the petitioner shall appear and join the investigation as and when called upon to do so and cooperate with the Investigating Officer and shall abide by the conditions as provided under Section 438 (2) Cr.P.C.

January 21, 2019

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(GURVINDER SINGH GILL)
JUDGE

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No