

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

**CRM-M-20944-2019
Date of decision-03.09.2019**

Nasib Singh **....Petitioner**
State of Haryana **...Respondent**
Vs.

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

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

Mr. Sukhdeep Parmar, DAG, Haryana assisted by
HC Kuldeep.

MANOJ BAJAJ, J.

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.0098 dated 23.10.2018 under Section 22 (C) of Narcotic Drugs and Psychotropic Substances Act, 1985 Act registered at Police Station Rori, District Sirsa. The petitioner apprehend his arrest at the hands of Police.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 08.05.2019 whereby while issuing notice of motion to the respondent-State, the interim protection was extended to the petitioner. The said order reads as under:-

“Learned counsel for the petitioner contends that recovery of the contraband was effected from two persons namely, Janta Singh and Gagandeep Singh. After effecting the recovery, it was disclosed by the said accused that they had purchased the contraband from

Gurmail Singh @ Anmol. Learned counsel further pointed out that now the Police has described this person Gurmail Singh @ Anmol as Nasib Singh as well.

Notice of motion for 03.09.2019.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of 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 further contends that in deference to the said order, the petitioner submitted himself before the Police and joined the investigation. According to him, the petitioner cooperated with the Police Authorities during the investigation and furnished requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel who is assisted by HC Kuldeep does not dispute this fact that the petitioner has joined the investigation. Learned counsel on instructions from HC Kuldeep further states that the petitioner is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 08.05.2019 is made absolute.

The petition stands allowed.

(MANOJ BAJAJ)
JUDGE

03.09.2019

vanita

Whether speaking/reasoned :
Whether Reportable :

Yes	No
Yes	No