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

CRM-M-21355 of 2019

Date of decision: July 29, 2019

Kulwant Singh

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: None for the petitioner.

Sub Inspector-Krishan Kumar.

MAHABIR SINGH SINDHU, J (Oral)

Present petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 (for short 'Cr. P.C.') for grant of anticipatory bail to the petitioner, in FIR No.99 dated 25.03.2019, under Sections 15/18/61 of Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Rania, District Sirsa.

As per prosecution case, petitioner had allegedly sown opium plants in his fields.

On 10.05.2019, while issuing notice of motion, this Court has passed the following order:-

“Contends that as per the allegations of the prosecution itself, the alleged opium plants were sown in the area back side of the Dhani of the petitioner. Also contends that there is no criminal case pending against the petitioner. Notice of motion for 29.07.2019. In the meanwhile, the petitioner is directed to join investigation before the Investigating Officer. In the event of his arrest, the Arresting Officer would admit him to interim bail till the next date of hearing on his furnishing adequate bail and surety bonds to his satisfaction. The petitioner is also directed to abide by

all the conditions as envisaged under Section 438(2) Cr.P.C.”

It has been stated by Sub Inspector Krishan Kumar that petitioner has joined investigation in terms of order dated 10.05.2019 and his custodial interrogation is not required. Also stated that there is no other criminal case pending against him.

In view of the above, order dated 10.05.2019 granting interim bail to the petitioner, is made absolute, subject to the provisions of Section 438(2) Cr. P.C.

Petition stands disposed off, accordingly.

However, it is made clear that petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

The above observations may not be construed as an expression of opinion on the merits of the case.

(MAHABIR SINGH SINDHU)
JUDGE

July 29, 2019
mahavir

Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No