

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

CRM-M-22369-2019

Date of decision-01.10.2019

Inderjit Singh

....Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Abhishek Singla, Advocate for the petitioner.

Mr. Balbir Singh Sewak, Addl.A.G, Punjab assisted by
ASI Nishan Singh.

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.10 dated 15.02.2019 under Sections 21, 61 and 85 of Narcotic Drugs and Psychotropic Substances Act, 1985 Act registered at Police Station Mallanwala, District Ferozepur. 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 16.05.2019 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 the alleged contraband was recovered from accused Satpal Singh, who was apprehended on the spot by the police. It is contended that the petitioner has been indicted on the basis of disclosure suffered by the said accused as

according to him the contraband was allegedly purchased from the petitioner. The said stand according to him may not be admissible.

Notice of motion for 01.10.2019.

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 ASI Nishan Singh does not dispute this fact that the petitioner has joined the investigation. Learned counsel on instructions from ASI Nishan Singh 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 16.05.2019 is made absolute.

01.10.2019

vanita

(MANOJ BAJAJ)

JUDGE

Whether speaking/reasoned :

Yes

No

Whether Reportable :

Yes

No