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

CRM-M-26401 of 2019

Date of decision: September 24, 2019

Shivraj Singh

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Aditya Sanghi, Advocate for the petitioner.

Mr. Arun Beniwal, DAG Haryana.

MAHABIR SINGH SINDHU, J

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.0471 dated 24.11.2018, under Sections 22(C) of the Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station City Mandi Dabwali, District Sirsa.

On 10.06.2019, while issuing notice of motion, this Court has passed the following order:-

“It has been submitted that intoxicant tablets and capsules were recovered from Rajpal Singh however, it is alleged that those were arranged by the petitioner. Petitioner is not Rajpal Singh rather he is Shivraj Singh. It has been further submitted that Rajpal Singh is a different person.

Notice of motion for 13.08.2019.

In the meanwhile, petitioner is directed to surrender before the Arresting/Investigating Officer and join the

investigation. On doing so, he shall be released on interim bail, subject to his furnishing bonds to the satisfaction of Arresting/Investigating Officer. However, he shall abide by the terms and conditions as envisaged under Section 438(2) Cr.P.C. failing which he shall lose the benefit of interim bail allowed to him.”

Learned State counsel, on instructions from ASI Bhoop Singh, has stated that in terms of order dated 10.06.2019, the petitioner has joined investigation and his custodial interrogation is not required. Also pointed out that there is no other criminal case pending against the petitioner.

In view of the above, order dated 10.06.2019 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 the 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

September 24, 2019
mahavir

Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No