

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

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CRM-M-26927-2019

DATE OF DECISION: 21.08.2019

HARISH KUMAR

... Petitioner(s)

Versus

STATE OF HARYANA

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. J.S. Dhaliwal, Advocate for the petitioner.

Mr. D.R. Singla, D.A.G., Haryana.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking anticipatory bail in FIR No.19 dated 22.01.2019, under Section 21 of the NDPS Act, registered at Police Station City Dabwali, District Sirsa.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR wherein it is alleged that 5.50 grams of heroin was recovered from the accused Amandeep Singh @ Aman son of Bhola. He further contends that the petitioner was arraigned as an accused on the disclosure statement of Amandeep Singh @ Aman. He also contends that the allegations against the petitioner are false as prior to the registration of this FIR, another FIR had been concocted by the police of the same police station on 22.01.2019. He also contends that similarly situated co-accused Harish Kumar has been granted ad interim bail by a coordinate Bench of this Court in CRM-M-7370-2019 on 22.04.2019. He also contends that Harish Kumar was also involved in the concocted FIR in the same police station.

This Court, by the order dated 17.06.2019, had directed the petitioner to appear before the Investigating Officer and join the investigation and in the event of his arrest, he was to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, upon instructions from ASI Charanjit Singh, states that the petitioner has joined investigation and is not required for custodial interrogation.

In view of the submissions of learned counsel for the petitioner and the petitioner having joined investigation, the order dated 17.06.2019 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

The petition stands disposed of.

21.08.2019

SwarnjitS

**(ANUPINDER SINGH GREWAL)
JUDGE**

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No