

214

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

CRM-M-30896 of 2019

Date of decision: August 28, 2019

Karanbir Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. P.B.S. Goraya, Advocate for the petitioner.

Mr. V.G. Jauhar, Senior DAG Punjab.

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.8 dated 16.02.2018, under Sections 21/29 of the Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station 'Sarai Amanat Khan', District Tarn Taran.

As per prosecution case, petitioner has been nominated in the present case on the basis of disclosure statement of co-accused, namely Sarbjit Singh alias Sabha.

On 24.07.2019, this Court has passed the following order:-

“Contends that petitioner has been nominated in this case on the basis of disclosure statement made by co-accused on 10.10.2018 i.e. approximately after a period of eight months. Further contends that there is no other criminal case pending against the petitioner.

Learned State Counsel will verify regarding the pendency of the criminal case against the petitioner.

Adjourned to 28.08.2019.

In the meanwhile, the petitioner is directed to join the investigation before the Investigating Officer. In the event of his arrest, the Arresting Officer would admit him to interim bail in the present case 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.”

Learned State counsel, on instructions from Assistant Sub Inspector Harjit Singh has fairly stated that in terms of order dated 24.07.2019, petitioner has joined investigation and his custodial interrogation is not required.

In view of the above, order dated 24.07.2019 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

August 28, 2019
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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No