

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

229

CRM-M-38366-2019

Date of decision : 22.10.2019

Shamsher Singh

... Petitioner

Versus

State of Punjab

.. Respondent

CORAM :HON'BLE MR.JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Gopal Singh Nahel, Advocate for the petitioner.

Mr. N.K. Banka, DAG, Punjab.

Anupinder Singh Grewal, J. (Oral)

The petitioner is seeking anticipatory bail in FIR No.0086 dated 18.07.2019, under Sections 22 and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Chhajli, District Sangrur.

Learned counsel for the petitioner contends that the FIR has been registered on the basis of secret information wherein it has been alleged that the petitioner and his brother Satgur Singh @ Satti were selling drugs. He also contends that the recovery has been effected from the motorcycle of the petitioner's brother, who has been arrested. He also contends that it is not alleged that the petitioner was present or ran away from the spot. He further contends that the petitioner is a first offender and is being falsely implicated merely because he is the brother of accused Satgur Singh @ Satti. He further contends that the petitioner is not involved in any other case.

This Court, by the order dated 10.09.2019, had directed the petitioner to appear before the Investigating/Arresting 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 Darshan 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 and not required for custodial interrogation, the order dated 10.09.2019 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.

(ANUPINDER SINGH GREWAL)
JUDGE

October 22, 2019
sonia gugnani

Whether speaking/reasoned	:	Yes
Whether Reportable	:	Yes/No