

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

236

Criminal Misc. No.M-39511 of 2019

Date of decision : 16.10.2019

Iqbal Singh

... Petitioner

Versus

State of Punjab

.. Respondent

CORAM :HON'BLE MR.JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Rajinder Singh Bhatta, Advocate for the petitioner.

Mr. K.K. Bheniwala, Addl. A.G., Punjab.

Anupinder Singh Grewal, J. (Oral)

The petitioner is seeking anticipatory bail in FIR No. 79 dated 08.07.2019, under Section 15 of the Narcotic Drugs and Psychotropic Substances Act, 1985 ('NDPS Act' - for short), registered at Police Station Sadar Jalalabad, District Fazilka.

Learned counsel for the petitioner contends that the allegations in the FIR are that 10 kilograms of poppy husk was recovered from the car which was allegedly driven by the petitioner. He also contends that the petitioner and co-accused are stated to have run away from the spot. He also contends that it is not possible that the petitioner would have fled in the presence of five police officials. He further contends that the petitioner is not involved in any other case under the NDPS Act.

This Court, by the order dated 17.09.2019, 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 Judge 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 17.09.2019 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 16, 2019

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