

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

**CRM-M No.44111 of 2019 (O&M)
Date of Decision: 28.11.2019**

Swaran Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Tarun Sharma, Advocate for the petitioner.

Mr. Harpreet Singh Multani, AAG, Punjab
for the respondent/State.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case bearing FIR No.0084 dated 20.09.2019, under Sections 15, 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Lakho Ke Behram, District Ferozepur.

This Court, on the previous date of hearing i.e. 31.10.2019, passed the following order:-

“ *Learned Counsel for the petitioner contends that as per the allegations of the prosecution itself, the contraband i.e. 10 Kg. of Poppy Husk was recovered from the co-accused, namely, Gurmej Singh and there is no recovery from the petitioner. Also contends that there is no other criminal case pending against the petitioner under the provisions of NDPS Act.*

Learned State Counsel wishes to verify the aforesaid factual position.

Adjourned to 28.11.2019.

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. ”

Contents that in terms of above order, petitioner has joined the investigation.

Learned State Counsel, on instructions from S.I. Gurnam Singh, has acknowledged that in terms of order dated 31.10.2019, petitioner has joined the investigation and his custodial interrogation is not required.

In view of above, interim order dated 31.10.2019 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

It is also made clear that petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

Disposed off accordingly.

November 28, 2019
Gagan

(MAHABIR SINGH SINDHU)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>