

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

220

CRM-M-44957-2019

DATE OF DECISION: 26.11.2019

SHAMSHER

... Petitioner(s)

Versus

STATE OF PUNJAB

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Parminder Singh Sekhon, Advocate
for the petitioner(s).

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

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking anticipatory bail in FIR No. 256 dated 27.09.2019, under Sections 18 and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985 ('NDPS Act' - for short), registered at Police Station Lehra, District Sangrur.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR and he has been arraigned as an accused on the statement of co-accused, namely, Vinod Kumar and Beant Singh from whom 1 Kg opium was recovered. He also contends that the petitioner is not involved in any other case under the NDPS Act.

This Court, by the order dated 22.10.2019, 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 Harbans Singh, states that the petitioner has joined investigation and is not required for custodial interrogation.

In view of the submissions of the learned counsel for the petitioner and the petitioner having joined investigation, the order dated 22.10.2019 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

26.112019.

SwarnjitS

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