

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

205

CRM-M-16518-2020(O&M)
Date of Decision: 07.09.2020

Kulbir Singh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Ms. Harpreet Kaur, Advocate,
for the petitioner.

Mr. Chetan Sharma, AAG, Haryana

ANIL KSHETARPAL, J(Oral)

On 25.06.2020, the following order was passed:-

“This is the first petition under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.119 dated 7.6.2020 under Section 18 of the Narcotic Drugs and Psychotropic Substances Act, 1985 registered at Police Station Ismailabad, District Kurukshetra.

Counsel for the petitioner submits that as per the allegations in the FIR, the police apprehended co-accused-Vikram Singh and recovered 70 grams of opium. Counsel for the petitioner further submits that on the basis of the disclosure statement of co-accused-Vikram Singh, the petitioner is nominated in the present case and no recovery is to be effected. She further submits that the petitioner is not involved in any other case.

Notice of motion.

Mr. Ramesh Kumar Ambavt, who is appearing through video conferencing, accepts notice on behalf of the State. He submits that the petitioner is not involved in any other cases and he is the first offender.

List again on 7.9.2020

In the meantime, the petitioner shall appear before the Investigating Officer to join investigation and he shall be released on interim bail subject to the following conditions:-

1. *He shall make himself available for interrogation by a police officer as and when required;*
2. *He shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer; and*
3. *He shall not leave India without previous permission of the Court."*

Learned counsel appearing for the State, on instructions from ASI Sher Singh, has submitted that the petitioner has joined the investigation, cooperated and is not required for further custodial interrogation. He further informs the court that the petitioner does not have criminal antecedents.

Keeping in view the aforesaid facts, the interim order dated 25.06.2020 passed by this Court is made absolute.

Accordingly, the present petition is allowed.

September 07, 2020
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(ANIL KSHETARPAL)
JUDGE

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