

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

**CRM-M No.18118 of 2020 (O&M)
Date of Decision: 30.07.2020**

Pritpal Singh @ Pritpal Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Gurpreet Singh Sandhu, Advocate for the petitioner.

Mr. Saurav Khurana, DAG, Punjab for the respondent/State.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 438 Cr.P.C. for grant of pre-arrest bail to the petitioner in case bearing FIR No.74 dated 20.03.2020, under Section 15 of the Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Sangat, District Bathinda.

This Court, while issuing notice of motion on 09.07.2020, passed the following order:-

“ Inter alia contends that as per the allegations in the FIR itself, on asking of the police, the driver of the Car stopped the same and he ran away despite the presence of police party. Thereafter, 3 Kg. of Poppy Husk was recovered from the said Car, thus, it is not discernible as to how the driver of the Car was able to run away in the presence of the police officials.

Notice of motion for 30.07.2020.

Mr. H.S.Multani, AAG, Punjab accepts notice on behalf of the respondent.

Senior Superintendent of Police, Bathinda is directed to enquire into the matter and file his affidavit as to how the petitioner ran away from the spot?

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 the above order, petitioner has joined the investigation.

Learned State Counsel, on instructions from ASI Arjun Singh, has acknowledged that in terms of order dated 09.07.2020, petitioner has joined the investigation and his custodial interrogation is not required.

In view of above, interim order dated 09.07.2020 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.

July 30, 2020

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**(MAHABIR SINGH SINDHU)
JUDGE**

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