

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-51931 of 2019

DATE OF DECISION: JANUARY 13, 2020

DAVINDER KUMAR

...PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ.

PRESENT: MR. SUMEET PURI, ADVOCATE FOR THE PETITIONER.
MR. PRABHJOT SINGH WALIA, AAG, PUNJAB.

MANOJ BAJAJ, J.(ORAL)

This petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.119 dated 18.7.2019 under Sections 22, 25, NDPS Act 1985, Police Station Barnala, District Barnala.

Learned counsel for the State on instructions from H.C. Harish Kumar has contended that the contraband was recovered from co-accused, namely, Vikram Singh and Gurpreet Singh and it was on their disclosure the petitioner was indicted as an accused. According to the prosecution, the contraband was purchased by the co-accused from the petitioner.

At this stage, learned counsel for the petitioner submits that the said evidence is very weak in nature and in the given facts, his custodial interrogation may not be necessary.

Considering the above, the petition is allowed and it is ordered that in the event of arrest, the petitioner shall be admitted to anticipatory bail on his furnishing personal and surety bonds to the satisfaction of

Arresting/Investigating Officer. He shall join the investigation and would come present as and when called for by the Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438 (2) Cr.P.C.

January 13, 2020
Gulati

(MANOJ BAJAJ)
JUDGE

Whether Reportable : Yes/No

Whether Speaking/Reasoned : Yes/No