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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.7224 of 2020 (O&M)
Decided on: 02.08.2021

Sukhdeep Singh

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present : Mr. D.S. Virk, Advocate
for the petitioner.

Mr. Chetan Sharma, AAG, Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No.44 dated 29.01.2020, registered under Section 17/61 of the Narcotic Drugs & Psychotropic Substances Act, 1985, at Police Station City Mandi Dabwali, District Sirsa.

The operative part of the order dated 18.02.2020, vide which interim anticipatory bail has been granted to the petitioner, is reproduced as under:-

“...On 29.01.2020, Happy Singh alias Harman was apprehended in the area of Panniwala-Morika Road, Village Desu Jodha, having conscious possession of 28 grams opium without any permit or licence. On interrogation, he disclosed that said contraband was purchased by him from the petitioner.

Learned counsel inter alia contends that the alleged recovery of 28 grams opium from co-accused of petitioner falls under “non-commercial category”. Petitioner has

CASE HEARD THROUGH VIDEO CONFERENCING

been implicated on the basis of disclosure statement of co-accused Happy Singh alias Harman which is a very weak type of evidence. Petitioner is ready to join investigation.

Notice of motion....”

Counsel for the petitioner has submitted that, in pursuance to the order dated 18.02.2020, the petitioner has appeared before the Investigating Officer and has joined the investigation. It is further submitted that the petitioner has not misused the concession of bail for the last 1½ years.

Counsel for the State, on instructions from ASI Sandeep Singh, has not disputed the aforesaid fact and submits that the petitioner is no more required for further investigation.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 18.02.2020 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

(ARVIND SINGH SANGWAN)
JUDGE

02.08.2021

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Whether speaking/reasoned Yes/No

Whether reportable: Yes/No