

In the High Court of Punjab and Haryana at Chandigarh

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**CRM-M-11451-2021 (O & M)
Date of Decision: October 07, 2021**

JOGINDER SINGH

....PETITIONER

VERSUS

STATE OF HARYANA

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Vikas Bishnoi Godara, Advocate for the petitioner.

Mr. Kirpal Singh Thakur, AAG, Haryana.

ANUPINDER SINGH GREWAL, J (ORAL)

Case taken up through video conferencing.

The petitioner is seeking anticipatory bail in FIR No. 26 dated 05.02.2021, under Sections 21 (b) and 27-A of the Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station City Ratia, District Fatehabad.

Learned counsel for the petitioner contends that it is alleged that 7 grams of heroin was recovered from co-accused, namely, Kuldeep Singh and the petitioner has been arraigned as an accused on the statement of co-accused. He, however, contends that the petitioner has been implicated just because he is involved in other cases, but he is on bail in those cases. The petitioner had approached the Sessions Court and he was asked to join investigation, but as the petitioner had been arrested in another case, he could not join investigation and consequently, his petition for anticipatory bail was dismissed. Besides the statement of the co-accused, there is no prima facie material which would connect the petitioner with the offence.

This Court, by the order dated 31.08.2021, had directed the petitioner to appear before the Investigating Officer and join the investigation and in the event of his arrest, he was ordered 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, on instructions from ASI Krishan Kumar, states that although the petitioner has joined investigation but he is involved in other cases.

In view of the above and the petitioner having joined investigation, the order dated 31.08.2021 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

October 07, 2021
A.Kaundal

Whether speaking/ reasoned	:	Yes/No
Whether Reportable	:	Yes/No