

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRM-M-14813-2021

DATE OF DECISION: 12.08.2021

MALKIT SINGH

... Petitioner(s)

Versus

STATE OF PUNJAB

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Prashant Vashisth, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

Heard through video conferencing.

The petitioner is seeking anticipatory bail in FIR No.32 dated 22.02.2018, under Sections 15 and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985 ('NDPS Act' - for short), registered at Police Station Shahkot, District Jalandhar Rural.

Learned counsel for the petitioner contends that neither the petitioner is named in the FIR nor any recovery has been effected from him. He has been arraigned as an accused on the statement of co-accused from whom poppy husk was allegedly recovered. He also contends that except the statement of co-accused there is no prima facie material to connect the petitioner with the alleged commission of offence. The petitioner is not involved in any other case under the NDPS Act.

This Court, by the order dated 20.04.2021, 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, upon instructions from ASI Buta Ram, states that the petitioner has joined investigation.

In view of the above, especially when the petitioner having joined investigation, the order dated 20.04.2021 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

12.08.2021

SwarnjitS

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