

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

**CRM-M-23187 of 2021
DATE OF DECISION : 13.09.2021**

Mohd. Jamil

...Petitioner

Versus

State of Punjab

...Respondent

CORAM : HON'BLE MR. JUSTICE ARUN MONGA

Present : Mr. Sumeet Puri, Advocate,
for the petitioner.

Ms. Rashmi Attri, AAG, Punjab.

(Presence marked through video conference).

ARUN MONGA, J. (ORAL)

Petitioner seeks anticipatory bail in case FIR No.165 dated 18.07.2020, registered under Section 15 of NDPS Act at Police Station Bhogpur, District Jalandhar.

2. Per petitioner, he apprehends that, on the basis of the custodial statement of other accused arrested on the spot for allegedly carrying 80 kilograms of poppy husk in a truck and another 30 kilograms in a car, he may also be nominated as an accused on the ground that he is owner of the truck.

3. While issuing Notice of motion on 18.08.2021, subject to the petitioner joining investigation within 15 days, it was directed that no coercive steps qua his arrest shall be taken till the next date of hearing. Ld. Counsel for the

State had sought time to get instructions. Learned counsel for the petitioner submits that the petitioner has joined investigation and has fully cooperated in the same.

4. Today, learned State counsel, per instructions from ASI Karnail Singh, submits that custodial interrogation of the petitioner is not required. Per her instructions, she further submits that the petitioner has joined the investigation and has been fully co-operative .

5. In view of the above, since custodial interrogation of the petitioner is not required, the petition is allowed. Order dated 29.06.2021, granting interim anticipatory bail to the petitioner, is made absolute, subject to the petitioner's complying with provisions under Section 438(2) Cr.P.C.

SEPTEMBER 13, 2021
Shalini

(ARUN MONGA)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No