

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

206

CRM-M-42846-2020

DATE OF DECISION: 16.12.2021

MOHD. SAMEER

... Petitioner(s)

Versus

STATE OF PUNJAB

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Imran Farooqi, Advocate
for the petitioner.

Mr. Karanbir Singh, AAG, Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

Case taken up through video conferencing.

The petitioner is seeking anticipatory bail in FIR No.166 dated 17.11.2020, under Sections 21 and 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985 ('NDPS Act' - for short), registered at Police Station Shambu, District Patiala.

Learned counsel for the petitioner contends that it is alleged in the FIR that intoxicant tablets containing Alprazolam and Tramadol Hydrochloride were allegedly recovered from co-accused, namely, Shamshad Ali and Mohd. Sahid. He also contends that the petitioner is being arraigned as an accused on the statement of co-accused. However, 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 18.12.2020, had directed the petitioner to appear before the Investigating Officer and join the investigation and in the event of his arrest, he was 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 Inspector Kirpal Singh, contends that the petitioner has joined investigation.

In view of the above and the petitioner having joined investigation, the order dated 18.12.2020 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

16.12.2021

SwarnjitS

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