

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

(Sr. No. 203)

**CRM-M No.41158 of 2019
Date of decision : 25.11.2021**

Happy Kumar

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : Mr. P. S. Sekhon, Advocate for the petitioner.

Ms. Gunkirat Kaur, AAG, Punjab.

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DEEPAK SIBAL, J. (Oral)

The matter has been taken up through video conferencing.

The present petition has been filed under Section 438 Cr.P.C. for the grant of anticipatory bail in FIR No.171 dated 04.09.2019 registered under Sections 22 & 29 of the NDPS Act at Police Station Dirba, district Sangrur.

On 23.10.2019 this Court had passed the following order : -

“Reply by way of affidavit of Virender Vij, Superintendent of Police, Kaithal filed by learned State counsel, today in Court, is taken on record. A copy thereof has been supplied to the counsel opposite.

Learned State counsel will supply the copy of relevant instructions for issuance of chemist licences in the State of Haryana.

Adjourned to 26.11.2019.

In the meanwhile, the petitioner is directed to join investigation before the Investigating Officer. In the event of his arrest, the Arresting Officer would admit him to

interim bail, till the next date of hearing, on his furnishing adequate bail and surety bonds to his satisfaction. The petitioner is also directed to abide by all the conditions as envisaged under Section 438(2) of Code of Criminal Procedure, 1973.”

After considering the status report filed on behalf of the State, a Coordinate Bench of this Court issued directions to the petitioner to join investigation before the Investigating Officer with a further direction that in the event of his arrest, the Arresting Officer would admit him to interim bail on his furnishing adequate bail and surety bonds to his satisfaction. The petitioner was further directed to abide by all the conditions as envisaged under Section 438(2) Cr.P.C.

Learned State counsel submits that under the afore referred interim order passed by this Court, the petitioner has joined the investigation; cooperated with the investigating agency; there is no other criminal case pending against him; investigation in the case is complete and the petitioner's custodial interrogation is not required by the State.

In view of the above, the interim order of this Court dated 23.10.2019, granting ad interim anticipatory bail to the petitioner is made absolute.

25.11.2021
sunil yadav

(DEEPAK SIBAL)
JUDGE

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No