

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

206

CRM-M-2897-2022

Date of Decision : July 19, 2022

PRITPAL SINGH

.....Petitioner

VERSUS

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present : Mr. M.S.Saini, Advocate
for the petitioner.

Mr. Davinder Bir Singh, DAG, Punjab.

JASGURPREET SINGH PURI. J. (Oral)

At the outset, learned State counsel on instruction from ASI Gurdial Singh states that in pursuance to the order passed by this Court on 25.1.2022, the petitioner has already joined the investigation and he is not required for custodial investigation. He submitted that there was a recovery of 1000 tablets of tramadol which falls in the commercial quantity but the petitioner was nominated on the basis of the disclosure statement of the co-accused and the petitioner is not involved in any other case.

In view of the stand taken by the learned State counsel especially when the prayer for anticipatory bail has not been opposed by the learned State counsel, the bar contained under Section 37 of NDPS Act will not apply in the present case.

In view of the aforesaid position, the present petition is allowed and order dated 25.1.2022 is, hereby, made absolute.

**(JASGURPREET SINGH PURI)
JUDGE**

July 19, 2022
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Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No