

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-10654-2022

Date of decision : 16.8.2022

Mithun @ Chapadh

... Petitioner

VERSUS

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

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

Ms. Samina Dhir, DAG, Punjab.

KARAMJIT SINGH, J. (Oral)

Prayer is for grant of anticipatory bail to the petitioner in criminal case having FIR No.155 dated 24.9.2021 registered under Sections 27, 29, 61, 85 of NDPS Act at Police Station Division No.II, District Pathankot.

Counsel for the petitioner submitted that the petitioner has joined the investigation in compliance of order dated 17.3.2022 passed by this Court. State counsel on instructions from SI Naresh Kumar submits that the petitioner was nominated as accused only on the basis of the alleged disclosure made by co-accused. She further submits that no contraband was recovered even from the possession of co-accused. She further submits that the petitioner has joined the investigation and is not required by the police for further investigation or custodial interrogation.

In view of the above, as no contraband was recovered in the

present case, rigors of Section 37 of NDPS Act are not applicable.

Accordingly, the present petition is allowed and order of interim bail dated 17.3.2022 is hereby made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

(KARAMJIT SINGH)
JUDGE

August 16, 2022
Paritosh Kumar

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