

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

201

**CRM-M-33878-2022
Decided on : 16.09.2022**

Naresh Kumar

. . . Petitioner(s)

Versus

State of Punjab

. . . Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

PRESENT: Mr. Naresh Kumar, Advocate
for the petitioner(s).

Mr. J.S. Arora, DAG, Punjab.

SANJAY VASHISTH, J. (Oral)

Prayer in this petition, filed under Section 438 of the Code of Criminal Procedure, 1973, is for grant of anticipatory bail to the petitioner, who has been booked for having committed the offences punishable under Section 22 of the Narcotic Drugs and Psychotropic Substance Act, 1985 (for brevity 'NDPS Act') (Section 29 of NDPS Act added later on), in a case arising out of FIR No. 105, dated 06.07.2022, registered at Police Station Sadar, District Hoshiarpur.

Learned counsel for the petitioner contends that in compliance of the order dated 03.08.2022, passed by the coordinate Bench of this Court, the petitioner has joined the investigation.

Learned counsel for the State on instructions from ASI Rashvinder Pal Singh, corroborates the said averment and submits that the custodial interrogation of the petitioner is not required for the purpose of investigation, as during the course of investigation no recovery was effected from the petitioner and he is not involved in any other case of similar nature.

Heard learned counsel for the parties.

Since the petitioner has joined the investigation and his custodial interrogation is not required, the present petition is allowed and the ad-interim order dated 03.08.2022 is made absolute.

However, the petitioner shall continue to join the investigation as and when required to do so and abide by all the conditions laid down under Section 438(2), Cr.P.C.

Petition is disposed of.

(SANJAY VASHISTH)
JUDGE

September 16, 2022

J.Ram

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No