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

CRM-M-34988-2022

Date of Decision: 06.12.2022

Babli alias Vadi Babli

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Tribhawan Singla, Advocate,
for the petitioner.

Mr. Amit Rana, Sr. DAG, Punjab.

JASGURPREET SINGH PURI, J. (ORAL)

The present petition has been filed under Section 438 of the Cr.P.C. for grant of anticipatory bail to the petitioner in FIR No.0170, dated 21.07.2022, under Section 21 NDPS Act, registered at Police Station City Rajpura, District Patiala.

Learned counsel for the petitioner has submitted that in pursuance of the order passed by this Court on 31.08.2022, the petitioner has already joined the investigation and has fully co-operated with the investigation process. He further submitted that even otherwise also the alleged recovery from the co-accused was only 30 grams of *Smack*, which does not fall in the category of commercial quantity.

Mr. Amit Rana, learned Senior Deputy Advocate General, Punjab, has stated on instructions from A.S.I. Darshan Singh, that it is correct that in pursuance of the order passed by this Court on 31.08.2022, the petitioner has

joined investigation and he has fully cooperated with the investigation process and the recovery from the co-accused does not fall in the category of commercial quantity. He further submitted that he has a specific instructions to say that the petitioner is not required for custodial interrogation.

I have heard the learned counsel for the parties.

In view of the specific stand taken by the learned State counsel and also considering the aforesaid facts and circumstances of the case, this Court deems it fit and proper to grant anticipatory bail to the petitioner.

Consequently, the present petition is allowed and the order dated 31.08.2022, whereby the petitioner was directed to join the investigation, is hereby made absolute

06.12.2022

Bhumika

**(JASGURPREET SINGH PURI)
JUDGE**

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| 1. Whether speaking/reasoned: | Yes/No |
| 2. Whether reportable: | Yes/No |