

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

CRM-M-49503-2021

Date of decision : 21.03.2022

Kaka Singh

...Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Yashpal Thakur, Advocate for the petitioner.

Mr. V.G.Jauhar, Senior DAG, Punjab.

MANOJ BAJAJ, J.

Petitioner has approached this Court under Section 438 Code of Criminal Procedure to seek anticipatory bail in case FIR No.252 dated 10.10.2021 under Sections 15, 29, 61 and 85 Narcotic Drugs and Psychotropic Substances Act, 1985 registered at Police Station Lehra, District Sangrur, who apprehends his arrest at the hands of Police.

On 26.11.2021, this Court had passed the following order:-

“Learned counsel contends that the recovery of 55 kgs of poppy husk was made from co-accused-Major Singh, who was arrested on the spot and later, on his disclosure statement, the petitioner has been indicted as an accused. According to him, in the given facts, the custodial interrogation of the petitioner may not be necessary.

Notice of motion for 21.03.2022.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety

bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

Learned counsel for the petitioner has stated that in compliance of the above order, the petitioner associated himself in the investigation and cooperated during interrogation.

Learned State counsel who is instructed by SI Gurcharan Singh states that indeed the petitioner has joined the investigation and is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 26.11.2021 is made absolute.

(MANOJ BAJAJ)
JUDGE

21.03.2022

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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No