

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

CRM-M-556-2023
Date of Decision:-**26.05.2023**

VIKRAMJEET SINGH

... Petitioner(s)

Versus

STATE OF PUNJAB

... Respondent(s)

-.-

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

-.-

Present:- Mr. Jashandeep Singh Sandhu, Advocate
for the petitioner.

Mr. Chaman Lal Pawar, Addl. A.G. Punjab.

-.-

KARAMJIT SINGH, J. (Oral)

1. Prayer is for grant of anticipatory bail in case having FIR No.162 dated 20.10.2022 registered under Sections 21(b), 25 of NDPS Act (Section 307 IPC added later on) at Police Station Sangat, District Bathinda.
2. Vide order dated 1.3.2023, the petitioner was granted interim bail with direction to join investigation.
3. Allegations in nut-shell are that the petitioner while driving Mahindra XUV bearing registration No.GJ-12DM-0770 made an attempt to run the said vehicle over the police officials, who signalled him to stop the vehicle. Thereafter the petitioner ran away

from there leaving behind his vehicle and on checking 24 grams of heroin was recovered from the said vehicle.

4. Today, counsel for the petitioner submits that the petitioner has joined investigation with the police by virtue of previous order of interim bail passed by this Court.
5. State counsel on instructions from ASI Bhupinder Singh has not refuted the aforesaid assertions made by counsel for the petitioner and submits that the petitioner is not required by police for further investigation or for custodial interrogation. State counsel further apprised the Court that recoveries have already been effected in the present case, which also includes 24 grams of heroin.
6. The aforesaid recovery of 24 grams of heroin comes under non-commercial quantity and thus strict provisions of Section 37 of NDPS Act are not applicable to the instant case.
7. In view of the above as the petitioner is not required by the police for any further investigation and without commenting on the merits of the case, the present petition is hereby allowed and order dated 1.3.2023 is hereby made absolute. The petitioner should abide by the conditions envisaged under Section 438(2) Cr.P.C.

26.05.2023
Gaurav Sorot

(KARAMJIT SINGH)
JUDGE

Whether reasoned / speaking?Yes / No

Whether reportable?Yes / No