

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

(209)

CRM-M-13477 of 2023
DATE OF DECISION:-22.05.2023

Sukhvir Singh

...Petitioner

vs.

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Kanwar Inder Singh, Advocate, for the petitioner.

Mr. Amit Shukla, AAG, Punjab.

HARKESH MANUJA, J.

By way of present petition filed under Section 438 of the Code of Criminal Procedure, 1973, petitioner prays for grant of pre-arrest bail in case FIR No.003 dated 05.01.2023 under Sections 15, 29, 61, 85 of NDPS Act, registered at Police Station Bhawanigarh, District Sangrur, Punjab.

This Court, while issuing notice of motion on 23.03.2023, passed the following order:

“Learned counsel for the petitioner inter alia submits that petitioner was implicated in the present FIR on the basis of disclosure statement made by Satgur Singh alias Satti. He further submits that there is no other case of NDPS pending against petitioner and the alleged recovery is marginally higher than the non-commercial quantity, being 52 Kg in the present case.

Notice of motion for 22.05.2023.

In the meanwhile, petitioner will join investigation before the Investigating Officer as and when called. In the event of his arrest, the Arresting Officer would admit him to interim bail, till the next date of hearing, on his furnishing adequate bail and surety bonds to his satisfaction. The petitioner is also directed to abide by all the conditions as envisaged under Section 438(2) of Code of Criminal Procedure, 1973.”

Learned counsel for the petitioner states that in pursuance of order dated 23.03.2023 passed by this Court, the petitioner has already joined investigation.

The above factual position is duly acknowledged by learned State counsel, on instructions from ASI Surjit Singh, P.S. Bhawanigarh, Sangrur, by submitting that the petitioner has joined investigation and his custodial interrogation is no longer required in this case.

In view of the above, the petition is allowed. Interim order dated 23.03.2023 is hereby made absolute, subject to all the conditions as envisaged under Section 438(2) Cr.P.C.

22.05.2023

anil

(HARKESH MANUJA)
JUDGE

whether speaking/reasoned: Yes/No
whether reportable: Yes/No