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

CRM-M-43143-2023 (O&M)

Date of decision : 10.10.2023

Manpreet Singh @ Mona

...Petitioner(s)

Versus

State of Punjab

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: None for the petitioner.

Mr. C.L. Pawar, Addl.A.G., Punjab,
assisted by ASI Satpal Singh.

MAHABIR SINGH SINDHU, J.

Petition under Section 438 of the Code of Criminal Procedure, 1973 has been filed for grant of pre-arrest bail to the petitioner in FIR No.152 dated 31.07.2023, under Section 21 of the Narcotic Drugs and Psychotropic Substances, Act, 1985 (*for short 'the Act'*), registered at Police Station Machiwara, District Khanna.

2. Allegations against the petitioner are that 05 grams of heroin was recovered from one black polythene tied on the motorcycle parked in their house. Further, another polythene containing 17 grams of chemical, two silver paper rolls, three lighters and one computer scale were recovered from the search of his house.

3. This Court, on 06.09.2023, granted interim bail to petitioner and relevant part of the same is recapitulated as under:-

“Contends inter alia that there is no other criminal case pending against the petitioner and recovery in the present case is alleged to be 5 grams of heroin.

Learned State counsel seeks more time to verify the pendency of other case(s) against the petitioner.

Posted on 10.10.2023.

In the meanwhile, petitioner shall join investigation before the Investigating Officer. In the event of his arrest, the Arresting Officer would admit him to interim bail, till the next date of hearing, on 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.”

4. There is no assistance on behalf of the petitioner.
5. Learned State Counsel, on instructions from the police officer present in Court, stated that petitioner has joined the investigation and his custodial interrogation is not required at this stage.
6. In view of above, interim order dated 06.09.2023 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.
7. It is also made clear that petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.
8. The above observations may not be construed as an expression of opinion on merits of the case; rather confined only to decide the present bail matter.
9. Disposed off accordingly.

10.10.2023

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**(MAHABIR SINGH SINDHU)
JUDGE**

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