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Neutral Citation No. **2023:PHHC:154280**

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

CRM-M-56870-2023 (O&M)
Date of decision: 04.12.2023

Gourav Gandhi

....Petitioner.

Versus

State of Punjab

....Respondent.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Amit Arora, Advocate,
for the petitioner.

Mr. Aditya Kapoor, AAG, Punjab.

.....

SANJIV BERRY, J. (ORAL)

CRM-50137-2023

1. Keeping in view the averments made in the application, additional affidavit of the petitioner is taken on record subject to all just exceptions.

2. Disposed of.

CRM-M-56870-2023

1. Reply dated 04.12.2023, filed in the form of affidavit of Deputy Superintendent of Police, Sub Division Khadur Sahib Camp at Goindwal Sahib, District Tarn Taran, on behalf of respondent, is taken on record. Copy thereof has been supplied to learned counsel for the petitioner.

2. By way of present petition filed under Section 438 Cr.P.C, the petitioner seeks anticipatory bail in case FIR (Annexure P-4) as under: -

FIR No.	Dated	Sections	Police Station
138	30.07.2023	21(b), 29 of the NDPS Act	Sadar Tarn Taran District Tarn Taran

3. Learned counsel for the petitioner submits that in compliance to the order dated 09.11.2023, the petitioner has joined the investigation.

4. Learned State counsel on instructions from SI Balraj Singh, informs the Court that the petitioner has joined the investigation and is neither required for further investigation nor for any custodial interrogation.

5. Keeping in view the above submissions made by learned State counsel and the fact that the petitioner had joined the investigation consequent to the order dated 09.11.2023 passed by this Court, interim bail granted vide order dated 09.11.2023 is hereby confirmed, subject to conditions as envisaged under Section 438(2) Cr.P.C. Further the petitioner is directed to join investigation as and when required in future by way of written notice for such purpose to be served by Investigating Officer of this case upon the petitioner; he will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior

CRM-M-56870-2023 (O&M)

-3-

6. It is further made clear that in case the petitioner is found involved in any case under NDPS Act, after his release on bail, it will be open for the prosecution to move an application for cancellation of his bail in accordance with law.
7. The petition stands allowed.
8. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

04.12.2023
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(SANJIV BERRY)
JUDGE

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |