

Learned counsel for the petitioner contends that the petitioner has been falsely implicated; that no recovery was effected from him; that the main accused from whom the recovery was effected has already been allowed bail; and that the petitioner is ready to join the investigation.

On instructions from ASI Baljinder Singh, learned State Counsel by pointing out towards the reply filed by the respondent- State, opposed the bail petition by submitting that petitioner has criminal antecedents as he is involved in three other cases pertaining to the NDPS Act apart from other cases.

In reply to the afore-said submission of learned State Counsel, learned counsel for the petitioner submits that in one of the case bearing FIR No.02 dated 02.01.2011 registered under Sections 21/22 of the NDPS Act at Police Station Sadar Moga, untraced report has been filed wherein in other two cases, the petitioner is on bail.

Adjourned to 21.02.2024 for filing latest status report specifying as to whether any incriminating material has been collected against the petitioner during investigation or not.

Having regard to the afore-said circumstances and the fact that no recovery was effected from the petitioner, in the meantime, in case of his arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/ Investigating Officer. However, it is further directed that the petitioner shall join the investigation as and when so required by the Investigating Officer. He shall not contact any person associated with the case to dissuade him from the investigation in any manner whatsoever and nor shall leave the country without prior permission of the Court. He shall further comply with the conditions stipulated in Section 438(2) Cr.P.C. ”

[3] Today, learned State Counsel, on instructions from ASI Binderpal, has informed this Court that the petitioner has joined the investigation, in compliance of the order dated 09.01.2024 and is no longer required for further investigation.

[4] In view of the aforesaid, the order dated 09.01.2024, whereby

absolute. However, he shall continue to join investigation, if and so required by the Investigating Officer.

[5] Disposed of.

(DEEPAK GUPTA)
JUDGE

21.02.2024
'Rajneesh'

<i>Whether speaking/ reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>