

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

214

CRM-M-62400-2023

Date of Decision: 15.01.2024

Dixit Kumar

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE ALOK JAIN**Present:** Mr. Lovish Rattan, Advocate for the petitioner.

Mr. Siddharth Attri, AAG, Punjab.

ALOK JAIN, J. (Oral)

1. The present petition is for grant of anticipatory bail to the petitioner in FIR No. 332 dated 24.10.2023 under Sections 21(b), 29, 61, 85 of Narcotic Drugs and Psychotropic Substances Act, 1985 registered at Police Station Division-B, District Amristar.

2. Vide order dated 15.12.2023, this Court while granting the concession of interim anticipatory bail directed the petitioner to join investigation and the Investigating Officer was directed to get the medical examination of the petitioner conducted.

3. Learned State counsel, on instructions, submits that the petitioner has joined the investigation and his custodial interrogation is no longer required. However, the medical/drug report of the petitioner has come out to be positive and the petitioner has been indulging in consumption of a

4. In view of above, the petition is allowed. The order dated 15.12.2023 granting interim anticipatory bail to the petitioner is made absolute with the condition that the petitioner shall be admitted/treated at a drug De-addiction Centre and a report shall be placed before the trial Court. However, the petitioner shall join the investigation as and when called upon to do so by the Investigating Agency and shall abide by the conditions of Section 438 (2) Cr.P.C.
5. However, nothing stated above shall be construed as a final expression of opinion on the merits of the case.
6. It is made clear that, in case, the petitioner is found involved in any such activity once again and does not submit himself to a drug De-addiction centre within 15 days from today, the State is at liberty to promptly move an appropriate application for cancellation of bail detailing out the circumstances and violation of the condition(s) of bail.

15.01.2024
Rajeev (rvs)

(ALOK JAIN)
JUDGE

Whether speaking/reasonedYes

Whether reportableNo