

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

**CRM-M-1548-2017
Date of decision-21.03.2017**

**Gagan @ Harman
Vs.
State of Haryana**

**...Petitioner

...Respondent**

CORAM:- HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. S.S.Gill, Advocate for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana assisted by
SI Balinder Singh.

JITENDRA CHAUHAN, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in FIR No.482 dated 22.12.2016 registered under Section 21 of Narcotic Drugs and Psychotropic Substances Act at Police Station Taraori, Karnal, District Karnal.

On 19.01.2017, this Court had passed the following order:-

“Learned counsel contends that the petitioner is not named in the FIR. He has been introduced in the FIR on the basis of disclosure statement of co-accused, namely, Deepak Sharma from whom alleged contraband was recovered. As per the FIR, the petitioner had allegedly supplied the contraband. Learned counsel further contends that the petitioner is not involved in any other FIR.

Notice of motion for 21.03.2017.

Meanwhile, in the event of arrest of the petitioner by the Arresting Officer, he shall be released on interim bail subject to the following conditions:-

- 1.That he shall make himself available for interrogation by a police officer as and when required;
- 2.That he shall not directly or indirectly make any inducement, threat or promise to any person

acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer and;
3. That he shall not leave India without prior permission of the Court.”

It is contended that in pursuance of the order dated 19.01.2017 passed by this Court, the petitioner has joined the investigation.

The learned State counsel, on instructions, submits that the petitioner has joined the investigation and he is not required for custodial interrogation.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 19.01.2017, is made absolute, subject to furnishing bail bonds/surety bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, concerned.

The petition stands allowed.

(JITENDRA CHAUHAN)
JUDGE

March 21, 2017

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