

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-35752-2018
Date of decision:30.10.2018

Raju @ Pujari

....Petitioner

Versus

State of Haryana

.....Respondent

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. Tapan Kumar Yadav, Advocate
for the petitioner.

Mr. Ashok Singh Choudhary, Addl. A.G., Haryana
assisted by HC Rajiv Kumar.

GURVINDER SINGH GILL, J. (ORAL)

The petitioner seeks grant of anticipatory bail in respect of
FIR No.173 dated 11.06.2018 under Section 20-B Narcotic Drugs and
Psychotropic Substances Act, 1985 registered at Police Station City,
Rewari.

As per the case of the prosecution 2 Kgs. of '*Ganja*' was
recovered from Kalu and who upon interrogation disclosed that he had
procured the said '*Ganja*' from the present petitioner.

Pursuant to interim directions issued by this Court on
20.08.2018, the petitioner is stated to have joined investigation. The said
fact is not disputed by the learned State counsel, who has stated so upon
instructions from HC Rajiv Kumar.

Having regard to the facts and circumstances of the case and

bearing in mind the nature & quantity of the contraband allegedly recovered and that the petitioner was not arrested at the spot and also that the petitioner has already joined investigation, I do not find that it to be a case of custodial interrogation. Accordingly the petition is accepted and the interim directions issued vide dated 20.08.2018 by this Court are hereby made absolute subject to the condition that the petitioner would appear before Investigating Officer as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

The petition is accepted in the above mentioned terms.

It is, however, clarified that none of the observations made above shall be taken to be an expression on merits of the main case.

(GURVINDER SINGH GILL)
JUDGE

30.10.2018
Gaurav Sorot

Whether reasoned / speaking? **Yes / No**

Whether reportable? **Yes / No**