

**IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH**

**CRM-M-37388-2018
Date of decision: 27.11.2018**

Gaurav @ Goru

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. N. K. Ganga, Advocate
for the petitioner.

Mr. Himmat Singh, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No. 739 dated 31.07.2018, registered under Sections 21 and 27-A of the NDPS Act, 1985 at Police Station City Sirsa, District Sirsa.

The operative part of the order dated 06.09.2018, vide which the petitioner has been granted interim bail, is reproduced below:

“Counsel for the petitioner has submitted that the petitioner was not named in the FIR and the recovery was effected from the coaccused namely Sunil Kumar @ Sunny and on the disclosure statement of the said co-accused, the petitioner has been nominated in the FIR. Counsel for the State, on instructions from HC Rajinder Singh, has submitted that the petitioner is involved in another FIR No.356, for the recovery of non-commercial quantity of some contraband, registered in the same Police Station and the petitioner is on bail in the said case. It is further submitted that the petitioner be directed to join the investigation. List again on 27.11.2018.”

Learned counsel for the petitioners submits that the petitioner, in pursuance to the order dated 06.09.2018, has already appeared before the SHO/Investigating Officer and has joined the investigation.

Learned counsel for the State, on instructions from SI Raj Kumar, has not disputed the factual position and submits that the petitioner has joined the investigation and is no more required for any further investigation.

In view of the above, the petition is allowed and the interim bail granted to the petitioner, vide order dated 06.09.2018, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

November 27, 2018

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No