

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(i) CRM No.M-43428 of 2018

Karan @ Karni

...Petitioner

Versus

State of Haryana

...Respondent

(ii) CRM No.M-45328 of 2018

Devi Ram @ Debu

...Petitioner

Versus

State of Haryana

.....Respondent

Date of Decision: - 26.10.2018

CORAM : HON'BLE MR. JUSTICE INDERJIT SINGH

Present:- Mr. Naresh Kumar Ganga, Advocate
for the petitioner in CRM-M-43428-2018.

Mr. Arpandeep Narula, Advocate
for the petitioner in CRM-M-45328-2018.

Mr. Sukhdeep Parmar, DAG, Haryana.

INDERJIT SINGH, J.

All the above-mentioned two cases are taken up together as
the same have arisen from same FIR.

Petitioners-Karan @ Karni and Devi Ram @ Debu, have
filed these petitions under Section 438 Cr.P.C. for grant of anticipatory
bail in case FIR No.100 dated 11.05.2018, under Section 15 of the
Narcotic Drugs and Psychotropic Substances Act, 1985, registered at
Police Station Ellenabad, District Sirsa.

Notice of motion was issued. Learned State counsel appeared and contested the petitions.

I have heard learned counsel for the petitioners as well as learned State counsel and have gone through the record.

In the present case, both the petitioners are stated to have fled away from the spot at the time of recovery. Admittedly, the recovery which has already been effected in the present case, falls in non-commercial quantity.

The petitioners have already joined the investigation. They are not required for custodial interrogation nor anything is to be recovered from them. No useful purpose will be served by sending the petitioners to custody.

Keeping in view the facts and circumstances of the case and without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find it a fit case, where petitioners are entitled to benefit of grant of anticipatory bail. Therefore, the petitions are accepted and the order dated 01.10.2018 passed in CRM No.M-43428 of 2018 and order dated 12.10.2018 passed in CRM No.M-45328 of 2018, granting interim bail to the petitioners, are made absolute.

October 26, 2018
naresh.k

(INDERJIT SINGH)
JUDGE

Whether reportable?
Whether reasoned/speaking?

Yes
No