252 IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRWP No. 773 of 2019
Date of Decision:-20.11.2019

MAYA BHATNAGAR

.....Petitioner

V/S

STATE

.....Respondent

CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI

Present : Mr. Ashish Gupta, Advocate
for the petitioner.

Mr. Ramesh Kumar Ambavta, A.A.G., Haryana

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ARUN KUMAR TYAGI, J. (ORAL)

The present informatory application which is signed by Maya Bhatnagar, mother of the detenue and was sent to this Court by way of e-mail, has been under the orders of Hon'ble the Chief Justice, treated as **Habeas Corpus petition** and put up on judicial side for appropriate orders.

Vide order dated 04.09.2019 notice was issued to respondent-State of Haryana.

In response thereto Gorakh Pal Rana, DSP City, Rohtak has filed short reply on behalf of State of Haryana mentioning therein that on 30.08.2019 contraband-**ganja pati (Marijuana leaves)** weighing 5 Kg. 60 gms. was recovered from possession of the detenue on which he was arrested for having committed offence punishable under Section 20 of the Narcotic Drugs and Psychotropic Substances, Act, 1985 (for short 'the NDPS Act') and FIR No. 629 dated 30.08.2019

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was registered under above said statutory provision against him at Police Station City Rohtak.

Admittedly, the detenue has been released on bail under the orders of the Trial Court passed in the case.

The questions as to whether the petitioner was illegally detained on 29.08.2019 and subsequently falsely implicated in case under the NDPS act or legally arrested on 30.08.2019 can be determined by the concerned court on appropriate proceedings. In view of the fact that the detenue has already been released from the custody, no further action is required to be taken in the present petition.

The petition is accordingly disposed of with the observations that nothing in this order shall affect the right of the detenue to approach the appropriate court of law by way of appropriate proceedings for grant of appropriate relief.

20.11.2019 **(ARUN KUMAR TYAGI)**
Kavneet Singh **JUDGE**

Whether speaking/reasoned Yes/No
Whether reportable Yes/No

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