

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-44502 of 2019

Date of Decision: 18.11.2019

Ajay Kumar

.....Petitioner

Vs.

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Ishaan Bhardwaj, Advocate,
for the petitioner.

Mr. Navdeep Saini, A.A.G., Haryana.

AMOL RATTAN SINGH, J. (ORAL)

Pursuant to the order dated 18.10.2019, an affidavit of Shri Abhishek Jorwal, Superintendent of Police, Ambala, has been submitted in court by learned State counsel, in which it is stated that there is no specific provision with regard to undertaking patrolling in private vehicles and because, on 05.09.2019, no official vehicle was available in the CIA Staff at Ambala, ASI Bhupinder Singh and other members of the party had gone for patrolling in the ASIs' own car, bearing registration no.HR-01AN/1449.

He has also produced the Daily Diary Report in which entries have been made with regard to police parties going out for patrolling and he therefore submits that no fault can be found with the police party having apprehended the co-accused of the petitioner, who later disclosed the name of the petitioner to be the person from whom he had purchased 8 grams of heroin.

Learned counsel for the petitioner, on the other hand, submits that

even if that is accepted at this stage, the fact remains that no recovery has been made from the petitioner himself and it was only on the disclosure statement of the co-accused that he is sought to be arraigned as an accused.

The affidavit is ordered to be taken on record.

Without making any comment on the actual merits of the case for or against the petitioner, the petition is allowed with the order passed on 18.10.2019 made absolute.

November 18, 2019
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(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No.