

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

205

CRM-M-19389-2020(O&M)
Date of Order:25.08.2020

PARMOD

..Petitioner

Versus

STATE OF HARYANA

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Amit Choudhary, Advocate,
for the petitioner.
Mr. Chetan Sharma, AAG, Haryana

ANIL KSHETARPAL, J(Oral)

Hearing of the case was held through video conferencing on account of restricted functioning of the Courts.

On 20.07.2020, the following order was passed:-

Case is being taken up for hearing through Video Conferencing due to the outbreak of Covid-19 pandemic.

Learned counsel contends that the petitioner has been falsely implicated in the case solely on the basis of disclosure statement of co-accused Sunil Kumar, the alleged recovery from the co-accused is a non commercial quantity i.e. 6 kg. 100 grams of poppy straw and as per law the disclosure statement is not admissible, at this stage.

Notice of motion.

Mr. Deepak Bhardwaj, DAG, Haryana, accepts notice on behalf of the respondent and requests for time to obtain instructions, to file reply and to argue the case.

List on 25.08.2020.

In the meantime, the petitioner shall join investigation as and when called upon to do so by the Investigating Officer and in any case within ten days from today and fully cooperate in the investigation. In the event of his arrest, the petitioner be released on ad-interim pre-arrest bail subject to his furnishing bail bonds/surety to the satisfaction of the Arresting/ Investigating Officer. The petitioner shall also abide by the terms and conditions as envisaged under Section 438(2) Cr.P.C., failing which the interim protection granted to him shall stand vacated."

Learned counsel appearing for the State, on instructions from ASI Vijay Singh, has submitted that the petitioner has joined the investigation, cooperated and are not required for further custodial interrogation. He has further informed the Court that

the petitioner is not involved in any other case under the NDPS Act,1985.

Keeping in view the aforesaid facts, the interim order dated 20.07.2020, passed by this Court is made absolute.

Accordingly, the present petition is allowed.

August 25, 2020
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(ANIL KSHETARPAL)
JUDGE

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