

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

CRM-M-1807-2021

Date of Decision:18.03.2021

BALWANT MULTANI

.....Petitioner

Vs

STATE OF HARYANA

.....Respondent

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present: Ms. Aashna Gill, Advocate
for the petitioner.

Mr. Anant Kataria, DAG, Haryana.

RAJ MOHAN SINGH, J.(Oral)

The case has been taken up for hearing through video-conferencing.

This petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail in case bearing FIR No.64 dated 19.09.2020 under Sections 18, 27A,28,29,30 and 61 of the NDPS Act, 1985 registered at PS City Pehowa, District Kurukshetra.

Petitioner has been nominated on the basis of disclosure statement of Bhagwant Singh. Bhagwant Singh filed CRM-M No.622 of 2021 and has been granted regular bail by this Court vide order dated 12.01.2021.

FIR was registered on the basis of secret information

that the opium wrapped in a polythene bag is lying behind the LED in shop No.15, Old Grain Market, Pehowa. Raid was conducted at the shop of co-accused Sanjay Kumar and 230 grams of opium was recovered. During investigation Sanjay Kumar, Ishwar Ram and Ram Sharan have joined the investigation along with Bhagwant Singh. On the basis of disclosure statement of Bhagwant Singh, petitioner was implicated for the allegations of conspiracy to implicate Sanjay Kumar falsely. Virender Singh allegedly supplied the opium and he is also on regular bail.

Looking to the aforesaid circumstances, I am of the view that the petitioner has made out a case for the grant of anticipatory bail.

Accordingly, this petition is allowed. Petitioner is directed to appear before the SHO/Investigating Officer to join investigation on 21.03.2021 and in the event of his arrest, he shall be released on anticipatory bail on his furnishing bail bonds to the satisfaction of SHO/Investigating Agency subject to the following conditions as envisaged under Section 438(2) Cr.P.C:-

- i) that the petitioner shall make himself available for interrogation before the Investigating Officer as and when required;

- ii) that the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him/her from disclosing such facts to the Court or to any police officer;
- iii) that the petitioner shall not leave the country, without prior permission of the Court and shall surrender his passport, if any.

March 18, 2021
amandeep

(RAJ MOHAN SINGH)
JUDGE

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