

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRM-M-6407-2021

DATE OF DECISION: 14.07.2021

HAKAM RAI

... Petitioner(s)

Versus

STATE OF HARYANA

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Rajat Dogra, Advocate for the petitioner.

Mr. Deepak Bhardwaj, DAG, Haryana.

ANUPINDER SINGH GREWAL, J. (ORAL)

Heard through video conferencing.

The petitioner is seeking anticipatory bail in FIR No.08 dated 22.01.2021, under Section 18 of the NDPS Act, 1985, registered at Police Station Sector-20, District Panchkula.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR and has been arraigned as an accused on the statement of co-accused from whom 273 grams of opium (non-commercial quantity) was recovered. He also contends that petitioner is 61 years old and is suffering from heart ailment. A copy of the discharge and follow up card of PGIMER, Chandigarh is annexed as Annexure P-2.

This Court, by the order dated 11.02.2021, had directed the petitioner to appear before the Investigating Officer and join the investigation and in the event of his arrest, he was ordered to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, upon instructions from ASI Bhim Singh, states that although the petitioner has joined investigation but he is not cooperating. He also contends that the petitioner is also involved in three other cases under the NDPS Act.

Heard.

In view of the above, especially when the petitioner is 61 year old, he is suffering from heart ailment and he having joined investigation, the order dated 11.02.2021 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

14.07.2021

SwarnjitS

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