

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

209

CRM-M-8584-2021

Date of Decision: 07.07.2021

Bhim Ram ...Petitioner

Versus

State of Haryana ...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Gaurav Antwal, Advocate, for the petitioner.

Mr. Vishal Kashyap, AAG, Haryana,
assisted by SI Rajinder Singh.

(proceedings conducted through video conferencing)

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner has approached this Court seeking grant of anticipatory bail in respect of a case registered vide FIR No.396 dated 04.09.2020 at Police Station Rania, District Sirsa, under Section 15/61/85 of the NDPS Act.
2. At the time of issuance of notice of motion on 24.02.2021, the following order was passed:

“Learned counsel for the petitioner submits that it is a case where two persons, namely, Rajpal and Surinder are alleged to have been caught by the police while they were in possession of 13.100 Kgs. of poppy-husk. It has been submitted that the petitioner, who is nowhere named in the FIR, has been nominated subsequently on the basis of a disclosure statement to the effect that the recovered poppy-husk was to be supplied to him.

Notice of motion for 07.07.2021.

XX

XX”

3. Learned State counsel upon instructions has informed that pursuant to interim directions issued by this Court, the petitioner has since joined investigation and is not required for any custodial interrogation. Learned State counsel has, however, informed that the petitioner is involved in one more case.
4. Having regard to the aforestated position wherein the petitioner had been involved on the basis of disclosure statement made by co-accused Rajpal and Surinder, who were caught while in possession of 13.100 Kgs. of poppy-husk and while also noticing that the petitioner has already joined investigation is not required for custodial interrogation, the petition is accepted and the interim directions issued by this Court vide order dated 24.02.2021 are hereby made absolute subject to the condition that the petitioner shall join investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

07.07.2021

Vimal

**(GURVINDER SINGH GILL)
JUDGE**

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