

208 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-13519-2021

Date of Decision : 24.08.2021

ARVIND ALIAS ARVINDER SINGH

...Petitioner

versus

STATE OF HARYANA

....Respondent

Coram : Hon'ble Mr. Justice B.S. Walia

Present : Mr. Vikas Bishnoi, Advocate for the petitioner.

Mr. Sandeep Singh Mann, Addl. AG, Haryana.

B.S. Walia, J. (VC)

1. Case is being taken up for hearing through Video Conferencing due to Covid-19 pandemic.
2. Prayer in the petition under Section 438 Cr.P.C. is for grant of pre-arrest bail to the petitioner in case FIR No. 45 dated 08.02.2021, registered under Sections 15-B, NDPS Act at Police Station SadarDabwali, District Sirsa.
3. On 24.03.2021, the following order was passed:-

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

Learned counsel contends that the petitioner has been implicated in the instant case solely on the basis of disclosure statement made by co-accused, Devender Kumar alias Deepu and Gopal Singh alias Pala, who on arrest were found to be in possession of 5 kg of doda post and who stated that they had purchased the same from the petitioner and that apart from the disclosure statement there is no other material to connect the petitioner with the commission of offence, that there is no other case registered against the petitioner, besides the

petitioner is ready and willing to join investigation and to fully cooperate with the police.

Notice of motion.

Mr. Vivek Chauhan, Addl. AG, Haryana, accepts notice on behalf of the respondent and requests for time to obtain instructions and to file reply.

Adjourned to 05.05.2021.

In the meantime, the petitioner is directed to join investigation and fully cooperate with the police. However, in the event of arrest, the petitioner be released on ad-interim pre-arrest bail subject to his furnishing bail bonds to the satisfaction of the Arresting / Investigating Officer. The petitioner shall abide by the conditions envisaged under Section 438 (2) Cr.P.C., failing which, the interim protection granted to the petitioner, shall stand vacated.”

4. Today, learned counsel for the petitioner contends while learned State counsel on instructions from *ASI Jagdev Singh* confirms that pursuant to the order of this Court dated 24.03.2021, the petitioner joined investigation, fully cooperated with the police, was released on ad interim pre arrest bail and that his custodial interrogation is not required.

5. In view of the statement of learned State counsel, order dated 24.03.2021, passed by this Court, is made absolute. The petitioner shall abide with the conditions enumerated in Section 438(2) Cr.P.C. However, nothing stated hereinabove shall be read as an expression of opinion on the merits of the case.

6. Petition *disposed of* in the aforementioned terms.

(B.S. Walia)
Judge

24.08.2021

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<i>Whether speaking/ reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>