

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

CRM-M-14317 of 2021

DECIDED ON: 28th APRIL, 2021

Sandeep

.....PETITIONER

VERSUS

State of Haryana

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Pawan Kumar Garg, Advocate for petitioner.

Mr. Gurbir Singh Dhillon, AAG, Haryana.

AVNEESH JHINGAN, J (ORAL)

The matter is taken up for hearing through video conference due to COVID-19 situation.

This petition is filed for grant of anticipatory bail in case of FIR No.280 dated 12.10.2020 under Section 20 of NDPS Act, 1985 registered at Police Station Lakhan Majra (Rohtak).

This Court vide order dated 31st March, 2021 granted interim bail subject to joining investigation. The order is reproduced below:

"This is a petition for grant of anticipatory bail in case FIR No. 280 dated 12.10.2020, under Section 20 of the Narcotic Drugs and Psychotropic Substances Act, 1985 registered at Police Station Lakhan Majra, District Rohtak.

On the basis of secret information, vehicle bearing registration No. HR-39B-6978 was checked on 11.10.2020 and 360 kgs. of ganja was recovered. The vehicle was being driven by Sanjay. The petitioner was

nominated on the basis of disclosure statement of the co-accused. It was stated that the ganja belonged to the petitioner and other persons named in the disclosure statement.

Learned counsel for the petitioner submits that co-accused Baljit was granted anticipatory bail by this court on 1.1.2021. Petitioner was not apprehended at the spot and no recovery was made from him.

Learned counsel for the State, appearing on advance notice, opposes the prayer for grant of anticipatory bail and submits that there was recovery of 360 kgs. ganja.

Considering the fact that the petitioner was not present at the spot; his nomination is only on the basis of disclosure statement; no recovery was made from him and co-accused was granted bail by this Court, the petitioner is granted pre-arrest bail subject to his joining

investigation within two weeks from today. He shall join the investigation as and when required and shall comply with the conditions laid down in Section 438(2) Cr.P.C.

Adjourned to 27.4.2021."

Learned State counsel on instructions from ASI Manjit Singh submits that the petitioner has joined investigation and his custodial interrogation is not required.

As no custodial interrogation is needed, the interim bail granted on 31st March, 2021 is made absolute.

Disposed of accordingly.

(AVNEESH JHINGAN)
JUDGE

28th APRIL, 2021

reema

Whether speaking/reasoned

Yes

Whether reportable

Yes/No