

248 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.9973 of 2020
Date of Decision : 28.07.2021

Amar Singh alias Amarjeet ...Petitioner

Versus

State of HaryanaRespondent

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

Present : Mr. Vikas Bishnoi, Advocate for the petitioners.
Mr. Naveen Kumar Sheoran, DAG, 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 anticipatory bail to the petitioner in case FIR No.36 dated 29.01.2020 registered under Section 22 of the NDPS Act, 1985 at Police Station Sadar Dabwali, District Sirsa, Haryana.

3. On 06.03.2020, the following order was passed:-

“Submits inter alia that no recovery was directly effected from the petitioner and his name has transpired from the disclosure statement of the co-accused Vikas.

Notice of motion for 08.05.2020.

Meanwhile, in the event of arrest of the petitioner by the Arresting/Investigating Officer, he shall be released on interim bail subject to the following conditions:-

1. That he shall make himself available for interrogation by a Police Officer as and when required;

2. *That he 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 from disclosing such facts to the Court or to any Police Officer and;*
3. *That he shall not leave India without prior permission of the Court. ”*

4. Learned counsel for the petitioner contends while learned State Counsel on instructions from the investigating officer confirms that pursuant to the order of this Court dated 06.03.2020, the petitioner joined investigation, cooperated in the investigation, was released on ad-interim pre-arrest bail and his custodial interrogation is not required.

5. In view of the statement of the learned State Counsel, order dated 06.03.2020, passed by this Court, is made absolute. The petitioner shall abide by the terms and conditions enumerated in Section 438(2) Cr.P.C. However, nothing stated hereinabove shall be deemed to be an expression of opinion on the merits of the case.

6. Petition stands disposed of in the aforementioned terms.

(B.S. Walia)
Judge

28.07.2021

'Rajneesh

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