

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

**CRM-M-9955-2020
Date of Decision : 29.07.2021**

Sourav @ Channa

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present : Mr. Amit Choudhary, Advocate
for the petitioner.

Mr. Deepak Kumar Grewal, DAG, Haryana.

(Through Video Conferencing)

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No.0072 dated 18.02.2020, registered under Sections 21(b) and 27(a) of the NDPS Act, 1985 at Police Station City Tohana, District Fatehabad, Haryana.

The operative part of the order dated 06.03.2020, vide which the petitioner has been granted interim bail, is reproduced below:

“Learned counsel for the petitioner states that FIR bearing No. 72 dated 18.2.2020 under Section 21(b) & 27(a) of NDPS Act, 1985, Police Station City Tohana, District Fatehabad has been registered in pursuance of recovery of 7 Grams and 60 Milligrams of heroin from co-accused Monu and Raj @ Raju. It has been stated that petitioner is sought to be implicated on the basis of the disclosure made by the co-accused. Furthermore, the quantity of the contraband in the instant case is slightly above the small quantity.

Notice of motion for 27.4.2020.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 06.03.2020, has already appeared before the SHO/Investigating Officer and has joined the investigation.

Learned State counsel, on instructions from SI Risal Singh, has not disputed the factual position and submits that the petitioner has joined the investigation and is no more required for any further investigation.

In view of the above, the petition is allowed and the interim bail granted to the petitioner, vide order dated 06.03.2020, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

29.07.2021

Chetan Thakur

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No