

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

**CRM-M-22095-2021
Date of decision: 01.09.2021**

Gurpreet Singh alias Romal

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Kuldeep Singh Siwach, Advocate
for the petitioner.

Mr. Chetan Sharma, AAG, Haryana.

(Through Video Conferencing)

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No.146 dated 25.05.2021 under Sections 21, 27-A of NDPS Act, 1985, Sections 188, 269 of the IPC and Section 51(b) of Disaster Management Act, 2005, registered at Police Station Sadar Fatehabad, District Fatehabad, Haryana.

The operative part of the order dated 03.06.2021, vide which the petitioner has been granted interim bail, is reproduced below:

“This matter is being taken up for hearing through video conferencing due to the outbreak of pandemic, COVID-19.

Learned counsel for the petitioner submits that petitioner is sought to be falsely implicated in FIR No.146 dated 25.05.2021 under Sections 21, 27A of NDPS Act, 1985, Sections 188, 269 of IPC and Section 51(b) of Disaster Management Act, 2005, registered at Police Station Sadar Fatehabad, District Fatehabad merely on the basis of disclosure statement of the co-accused namely Rampal, who was apprehended and allegedly found in

conscious possession of 04 grams of heroin, which in any case is a noncommercial quantity. Petitioner, it is submitted, is not involved in any other case under the NDPS Act.

Notice of motion.

Mr. Munish Sharma, AAG, Haryana, to whom an advance copy of the petition has been supplied, accepts notice on behalf of the respondent State.

At request adjourned to 01.09.2021.

In the meanwhile, petitioner shall join investigation as and when required by the Investigating Officer. In the event of his arrest, petitioner shall be released on bail to the satisfaction of Investigating Officer. Petitioner shall comply with the conditions stipulated in Section 438(2) Cr.P.C. ”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 03.06.2021, has already appeared before the SHO/Investigating Officer and has joined the investigation.

Learned counsel for the State, on instructions from ASI Varinder 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 03.06.2021, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

01.09.2021
Chetan Thakur

(ARVIND SINGH SANGWAN)
JUDGE

*Whether speaking/reasoned
Whether reportable*

*Yes/No
Yes/No*