

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

**CRM-M-25011-2021**

**Date of decision-25.11.2021**

**Bantu @ Bunty**

**...Petitioner**

**Vs.**

**State of Haryana**

**...Respondent**

**CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ**

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

Mr. Sukhdeep Parmar, DAG, Haryana.

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**MANOJ BAJAJ, J. (Oral)**

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.401 dated 04.06.2021 under Section 22 (b) Narcotic Drugs and Psychotropic Substances Act, 1985 (Section 22-B NDPS Act stands deleted and Section 21-B NDPS Act added later on) registered at Police Station Sadar Hisar, District Hisar. The petitioner apprehended his arrest at the hands of Police.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 02.07.2021, whereby while issuing notice of motion, the interim protection was extended to the petitioner. The said order reads as under:-

*“Learned counsel contends that the alleged recovery was made from co-accused Jasbir Singh and Paramjeet Singh, who were arrested on the spot and later, on their disclosure statement, the petitioner has been indicted as an accused. According to him, in the given facts, the custodial interrogation of the petitioner may not be required.*

*Notice of motion for 25.11.2021.*

*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 further contends that in deference to the said order, the petitioner submitted himself before the Police and joined the investigation. According to him, the petitioner cooperated with the Police Authorities during the investigation and furnished requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel who is assisted by ASI Inder does not dispute this fact that the petitioner has joined the investigation. He further states that the petitioner is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 02.07.2021 is made absolute.

**(MANOJ BAJAJ)**  
**JUDGE**

**25.11.2021**

vanita

Whether speaking/reasoned :

Yes

No

Whether Reportable :

Yes

No