

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

202

CRM-M-30766-2020 (O&M)

Date of decision: 22.01.2021

Parhlad Singh

...Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. PK Ganga, Advocate
for the petitioner.

Mr. Apoorv Garg, D.A.G. Haryana.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

The prayer in the present petition is for grant of anticipatory
bail in case FIR No.154 dated 12.09.2020 registered under Section 15 of
NDPS Act at Police Station Baragudha, District Sirsa.

This Court, on 01.10.2020, passed the following order:

*“Case is taken up for hearing through video
conferencing.*

*The prayer in the present petition is for grant of
anticipatory bail in case FIR No.154 dated 12.09.2020
registered under Section 15 of NDPS Act at Police Station
Baragudha, District Sirsa.*

Learned counsel for the petitioner states that the petitioner has been indicted on the disclosure statement of co-accused Jagdish alias Foji, who was nabbed with 3 Kg 100 grams of poppy husk, which is alleged to have been purchased from the petitioner. No recovery has been effected from the petitioner.

Learned counsel for the petitioner further states that the petitioner is involved in two other FIRs, but the said cases are under the IPC and not under the NDPS Act. He further points out that out of the said two cases, in one case, the petitioner has been acquitted, whereas the other case is pending trial before the Court concerned.

Notice of motion.

On the asking of this Court, Mr. Ramesh Kumar Ambavta, AAG, Haryana, accepts notice on behalf of the respondent-State. He does not dispute the factum of the petitioner's having been indicted on the basis of the disclosure statement of co-accused Jagdish Singh alias Foji, but opposes the prayer for the bail on the ground that the contraband had been purchased from the petitioner.

Adjourned to 22.01.2021.

Meanwhile, the petitioner is directed to join the investigation and if he is sought to be arrested, he shall be released on interim bail to the satisfaction of Investigating Officer/Arresting Officer, subject to the conditions as envisaged in Section 438 (2) of the Code of Criminal Procedure.”

Learned counsel for the petitioner submits that in compliance of the order dated 01.10.2020 passed by this Court, the

petitioner has joined the investigation.

Learned State counsel, on instructions from A.S.I. Somit Kumar, submits that the petitioner has joined the investigation and is not required for any further investigation.

In view of the above, without commenting on the merits of the case, the present petition is allowed and the order dated 01.10.2020 granting interim bail to the petitioner, is made absolute, subject to the conditions laid down in Section 438 (2) Cr.P.C.

22.01.2021

Ishwar

**(HARNARESH SINGH GILL)
JUDGE**

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No