

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CRM-M No.44420 of 2020

Date of Decision: 07.04.2021

Baljit

Petitioner

Versus

State of Haryana

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Anutej Singh Barnala, Advocate
for the petitioner.

Mr. Deepak Bhardwaj, D.A.G., Haryana.

AVNEESH JHINGAN, J (Oral):

The matter is taken up for hearing through video conference due to COVID-19 situation.

This is a petition filed under Section 438 Cr.P.C. for grant of anticipatory bail in FIR No.280, dated 12.10.2020, under Section 20(c) of the NDPS Act, 1985, registered at Police Station Lakhan Majra, District Rohtak.

On 01.01.2021, the following order was passed:-

“Inter alia submits that the petitioner has been involved in the FIR on the basis of the statement of the co-accused Sanjay who was driving the commercial vehicle wherein 360 Kgs. ganja was being carried in a concealed compartment inasmuch as 18 bags. It is further submitted that the vehicle belongs to the said person and on the basis of his statement, petitioner's son has already been arrested and his regular bail bearing CRM-M-44207-2020 is filed before this Court but yet not listed.

It is the contention of the counsel for the petitioner that petitioner is ex-sarpanch of the village and is allied with the Congress party while referring to Annexure P-3 (photographs) and thus has been falsely roped so that he does not take part in the forthcoming Panchayat elections. It is further submitted that there is no case of similar nature against the petitioner.

Notice of motion for 17.02.2021.

Mr. R.K.S. Brar, Additional AG, Haryana, accepts notice on behalf of the State.

In the meantime, it is directed that the petitioner shall join investigation and in the event of arrest of the petitioner, he shall be released on ad-interim bail subject to the satisfaction of the investigation officer. The petitioner shall join investigation as and when required and shall comply with the conditions laid down in Section 438(2) Cr.P.C.”

Learned State counsel, on instructions from ASI Manjit, submits that the petitioner has joined the investigation, challan is ready and no custodial interrogation is required, at this stage.

In view of the above, the interim bail granted to the petitioner on 01.01.2021 is made absolute.

Disposed of accordingly.

[AVNEESH JHINGAN]
JUDGE

7th April, 2021
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1. Whether speaking/ reasoned	:	Yes/No
2. Whether reportable	:	Yes/No