

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

**CRM-M-5339-2022 (O&M)
Date of decision: 26.05.2022**

Mangat Singh @ Manga

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

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

Mr. Ashok Singh Chaudhary, Addl. AG Haryana.

HARNARESH SINGH GILL, J. (ORAL)

Through the instant petition under Section 438 Cr.P.C., the petitioner seeks anticipatory bail in case FIR No. 33 dated 30.01.2022 registered under Sections 18 and 27(a) of the NDPS Act, at Police Station City Ratia, District Fatehabad.

Reply filed on behalf of the respondent-State is already on record.

Learned State counsel points out that as per the reply, the petitioner is involved in two other cases under NDPS Act.

Learned counsel for the petitioner submits that as far as two other cases are concerned, in case bearing FIR No. 415 dated 20.08.2013, the petitioner has been acquitted and in case bearing FIR No. 101 dated 23.02.2021, the recovery of contraband was effected from the co-accused Azad, not from the petitioner and he was accused under Section 27-A of NDPS Act.

Vide order dated 09.02.2022 passed by a Coordinate Bench, *ad*

interim anticipatory bail was granted to the petitioner.

Learned counsel for the petitioner submits that pursuant to the aforesaid order dated 09.02.2022, the petitioner has joined the investigation.

Learned State counsel submits that as per the aforesaid reply, the petitioner has joined the investigation.

I have heard the learned counsel for the parties.

In view of the above, without commenting on the merits of the case, the present petition is allowed and the order dated 09.02.2022 granting *ad interim* anticipatory bail to the petitioner is made absolute, subject to the conditions envisaged in Section 438 (2) of the Code of Criminal Procedure.

(HARNARESH SINGH GILL)
JUDGE

26.05.2022

Mangal Singh

Whether reasoned/speaking?

Yes/No

Whether reportable?

Yes/No