

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

201

**CRM-M-5934-2022
Decided on : 26.08.2022**

Ravi

... Petitioner(s)

Versus

State of Haryana

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

PRESENT: Mr. Saurabh Dalal, Advocate
for the petitioner(s).

Mr. Vikas Bhardwaj, AAG, Haryana.

SANJAY VASHISTH, J. (Oral)

Prayer in this petition filed under Section 438 Cr.P.C., is for grant of anticipatory bail to the petitioner in FIR No. 73, dated 14.03.2021, under Section 20(B)(II)(C) of the NDPS Act, 1985, registered at Police Station Asauda, Jhajjar.

Contentions on behalf of the petitioner, noted while granting him *ad interim* bail for joining investigation on 31.05.2022, reads as under:-

“Learned counsel for the petitioner has argued that as per prosecution 123.520 kgs ganja was recovered from four persons, namely, Jasmer, Sunil, Krishan and Mohit, who were arrested on the spot and later on their disclosure statements, the petitioner has been indicted as an accused on the ground that he had given them Rs.30,000/- for the purchase of alleged ganja. According to him, this circumstance alone may not be sufficient to connect the petitioner with the alleged crime, therefore, in the given facts, the custodial interrogation of the petitioner may not be necessary.

Adjourned to 26.08.2022.

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 submitted that in compliance of the aforesaid order, the petitioner has joined the investigation to the entire satisfaction of the Investigating Officer.

Learned State counsel on instructions from ASI Mahabir Singh, admitted the aforesaid fact and submitted that the petitioner is no more required for further investigation of the case.

Keeping in view the facts and circumstances as noted above but without commenting upon or expressing any opinion on the merits of the case, this petition is allowed. Consequently, order dated 31.05.2022, is made absolute. Needless to say, the petitioner shall comply with the conditions stipulated under Section 438(2) of Cr.P.C.

(SANJAY VASHISTH)
JUDGE

August 26, 2022

J.Ram

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No