

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

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**CRM-M-30970 of 2022
Date of Decision: 14.11.2022**

Raj Kumar

....Petitioner(s)

Versus

State of Haryana

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Ankit Aggarwal, Advocate, for
Mr. Arun Gupta, Advocate
for the petitioner.

Mr. Ranvir Singh Arya, Addl. Advocate General, Haryana

JASGURPREET SINGH PURI, J. (Oral)

The present petition has been filed under Section 438 of the Code of Criminal Procedure for the grant of anticipatory bail to the petitioner in FIR No.468 dated 26.06.2022, under Section 20 (61 of 1985) of the NDPS Act, registered at Police Station Krishna Gate, Thanesar, District Kurukshetra.

Learned proxy counsel appearing on behalf of the petitioner has submitted that in the present case the allegations were that 4 kg. 500 grams of Ganja was recovered from the possession of a child in conflict with law. So far as the present petitioner is concerned, his name was surfaced on the basis of disclosure statement of the aforesaid juvenile who stated that he had purchased the contraband from the petitioner. Learned counsel has further submitted that the aforesaid quantity does not fall under the category of commercial quantity and the petitioner has clean antecedents and is not involved in any other case.

He further submitted that be that as it may, this Court had granted interim bail to the petitioner vide order dated 20.07.2022 and in pursuance thereof he has already joined investigation and he has fully cooperated with the investigation process and he has therefore prayed that the aforesaid order may be confirmed.

On the other hand, Mr. Ranvir Singh Arya, Addl. Advocate General, Haryana has stated, on instructions from SI Pawan, that it is correct that in pursuance of the order passed by this Court, the petitioner has already joined investigation and he has fully cooperated with the investigation process and he has further instructions to say that the petitioner is not required for custodial interrogation.

I have heard the learned counsel for the parties.

The petitioner in pursuance of the order passed by this Court on 20.07.2022, has already joined investigation and as per the learned State counsel, he is not required for custodial interrogation.

In view of the aforesaid position, this Court deems it fit and proper to allow the present petition. Consequently, the petition stands allowed and the order dated 20.07.2022 is hereby made absolute.

(JASGURPREET SINGH PURI)
JUDGE

November 14, 2022
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Whether speaking	:	Yes/No
Whether reportable	:	Yes/No