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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-45292-2021 (O&M)
Date of Decision:24.02.2022

Surender Kumar

.. Petitioner

Vs.

State of Haryana

..Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Shreesh Kakkar, Advocate for the petitioner.

Mr. Sukhdeep Parmar, DAG, Haryana.

...

Manoj Bajaj, J. (Oral)

Petitioner has approached this Court under Section 438 Code of Criminal Procedure to seek anticipatory bail in a case FIR No.126 dated 24.09.2021 registered under Section 20 NDPS Act, 1985 at Police Station Jakhal, District Fatehabad, who apprehends his arrest at the hands of Police.

On 29.10.2021, this Court had passed the following order:

“Learned counsel contends that the contraband (3.3 k.g ganja) was recovered from accused-Surender Kumar @ Chappu, who was arrested on the spot and subsequently on his disclosure statement, petitioner was arraigned as an accused. According to him, in the given facts the custodial interrogation of the petitioner may not be necessary.

Notice of motion for 24.02.2022.

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 has stated that in compliance

of the above order, the petitioner associated himself in the investigation and

cooperated during interrogation.

Learned State counsel, who is instructed by ASI Krishan Kumar, states that indeed the petitioner has joined the investigation and is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 29.10.2021 is made absolute.

24.02.2022
Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned	Yes	No
Whether reportable	Yes	No