

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

211

CRM-M-46883-2021

Date of Decision: 08.03.2022

Vikram ...Petitioner

Versus

State of Haryana ...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Parminder Singh, Advocate, for the petitioner.

Mr. Rajiv Sidhu, DAG, Haryana
assisted by ASI Sunder Pal.

(proceedings conducted through video conferencing)

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner has approached this Court seeking grant of anticipatory bail in respect of a case registered against him vide FIR No.649, dated 17.10.2021, Police Station Krishna Gate, Thanesar, District Kurukshetra, under Section 21 of NDPS Act.
2. At the time of issuance of notice of motion on 09.11.2021, the following order was passed:

“The petitioner has approached this Court seeking grant of anticipatory bail in respect of a case registered against him vide FIR No.649, dated 17.10.2021, Police Station Krishna Gate, Thanesar, District Kurukshetra, under Section 21 of NDPS Act.

As per FIR, upon receipt of secret information one Varun was apprehended and from whose possession 33 grams of ‘Heroin’ was recovered. It is further the case of prosecution that said Varun suffered a disclosure statement nominating the accused as his supplier.

Learned counsel for the petitioner has submitted that he was never ever found at the spot from where the co-accused was apprehended and has been nominated on the basis of a disclosure statement which would hardly carry any evidentiary value.

Notice of motion for 8.3.2022.

Meanwhile, in the event of arrest, the petitioner be released on interim bail subject to his furnishing personal bonds and surety bonds to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and cooperate with the Arresting/Investigating Officer and shall abide by the conditions as provided under Section 438 (2) Cr.P.C.”

3. Learned State counsel upon instructions has informed that pursuant to interim directions issued by this Court, the petitioner has since joined investigation and is not required for any custodial interrogation. It has further been informed that the petitioner stands involved in one more case under the NDPS Act.
4. Having regard to the aforestated position, wherein the petitioner is stated to have joined investigation and is not required for custodial interrogation, the petition is accepted and the interim directions issued by this Court vide order dated 09.11.2021 are hereby made absolute subject to the condition that the petitioner shall join investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

08.03.2022

Vimal

(GURVINDER SINGH GILL)
JUDGE

Whether speaking/reasoned: **Yes/No**
Whether reportable: **Yes/No**