

212 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-48115-2021

Date of decision : 04.03.2022

Surjit Singh

...Petitioner

Vs.

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Dinesh Arora, Advocate for the petitioner.
Mr. Sukhdeep Parmar, DAG, Haryana.

MANOJ BAJAJ, J.

Petitioner has approached this Court under Section 438 Code of Criminal Procedure to seek anticipatory bail in case FIR No.239 dated 16.10.2021 under Sections 21 (b), 27-A, 61 and 85 Narcotic Drugs and Psychotropic Substances Act, 1985 registered at Police Station Sadar, Ratia, Fatehabad, who apprehends his arrest at the hands of Police.

On 17.11.2021, this Court had passed the following order:-

“Learned counsel contends that the alleged contraband (5.15grams heroin) was recovered from co-accused Sikandar Singh and Hakam Singh @ Banti, who were arrested on the spot and subsequently, on their disclosure statements, the petitioner has been arraigned as an accused. According to him, in the given facts, the custodial interrogation of the petitioner may not be necessary, as he is not involved in any other case.

Notice of motion for 04.03.2022.

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 Jagpal 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 17.11.2021 is made absolute.

(MANOJ BAJAJ)
JUDGE

04.03.2022
vanita

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No