

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

214

**CRM-M- 48466 of 2022(O&M)
Date of decision: 21.11.2022**

Harjinder

....Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. Amit Choudhary, Advocate
for the petitioner.

AMAN CHAUDHARY. J.

Present petition has been filed under Section 438 of the Code of Criminal Procedure for grant of anticipatory bail in FIR No.488 dated 05.09.2022, under Sections 15, 27-A, 61 and 85 of Narcotic Drugs & Psychotropic Substance Act, 1985 registered at Police Station Sadar Fatehabad.

This Court vide order dated 19.10.2022 directed that in the event of arrest, the petitioner shall be released on interim anticipatory bail to the satisfaction of the Arresting/ Investigating Officer subject to the conditions provided under Section 438(2) Cr.P.C. The petitioner was directed to join investigation and co-operate with the Investigating Agency as and when required.

Today, learned counsel appearing on behalf of the petitioner has submitted that the petitioner has joined the investigation, pursuant to the order passed by this Court on 19.10.2022.

Learned State counsel, on instructions received from SI Sumit states

that the petitioner in fact did join the investigation. He further submits that petitioner is involved in four other NDPS case wherein he is on bail.

Learned State counsel further submits that the petitioner is not required any more for custodial interrogation at this stage.

Learned counsel appearing on behalf of the petitioner submits that in case the Investigating Agency requires the petitioner to appear, she shall make herself available without demur.

In view of the above and without expressing any opinion on the merits of the case, anticipatory bail petition filed by the petitioner is allowed and the order dated 19.10.2022 granting interim bail to the petitioner, is hereby made absolute, subject to compliance of conditions as specified under Section 438(2) Cr. P.C. Furthermore, in view of the facts of this case, the petitioner shall also abide by the following conditions:

- (i) The petitioner shall not commit an offence similar to the offence of which, she is an accused or for commission of which she is suspected in this case;
- (ii) The petitioner shall furnish her address and mobile number to the Investigating Officer forthwith and shall not change the same till the conclusion of the investigation and in case for any reason, the petitioner seeks to change any of the aforesaid, the same shall be done only with prior intimation to the Investigating Officer, stating the reasons for the same;
- (iii) The petitioner shall deposit her passport, if any, with the Investigating Officer forthwith and in case, she does not have the passport, she shall furnish a specific affidavit in this regard.

It is also made clear that in case of non-adherence of any of the conditions aforesaid, the State shall be at liberty to seek cancellation of bail granted to the petitioner by this order.

The present petition stands disposed of accordingly.

(AMAN CHAUDHARY)
JUDGE

November 21, 2022

Rimpal

<i>Whether speaking/reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>