

CRM-M-24404-2022

Date of Decision: 16.03.2023

Balwant Singh @ Balvant Singh Gurjar

..... Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

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

Mr. B.S. Virk, Deputy Advocate General, Haryana.

Rajesh Bhardwaj, J. (ORAL)

The present petition has been filed under Section 438 Cr.P.C for grant of anticipatory bail to the petitioner in FIR No.71 dated 14.02.2022 registered under Sections 18, 19 of NDPS Act, 1985 at Police Station Pehowa, District Kurukshetra.

Learned counsel for the petitioner has submitted that though the case pertains to the State of Haryana, however, inadvertently in the memo of parties annexed with the petition, 'State of Punjab' has been typed in place of 'State of Haryana'. He submits that the same be kindly be rectified.

On his oral request, it is directed that in the memo of parties 'State of Punjab' be read as 'State of Haryana'.

By virtue of the order dated 31.05.2022, while granting interim protection, the petitioner was directed to join investigation.

It has been contended by learned counsel for the petitioner that the petitioner has joined the investigation and fully cooperated and the recovery of alleged contraband is also non-commercial and thus, the interim order may kindly be made absolute.

Learned State counsel, on instructions from ASI Neeraj Kumar,

has affirmed the fact that the petitioner has joined the investigation and

submitted that he is no more required for further investigation. He further submits that the petitioner is in custody in some other case in Madhya Pradesh.

In view of the above, the order dated 31.05.2022 is made absolute subject to compliance of conditions as envisaged under Section 438(2) Cr.P.C. and the petition stands allowed.

16.03.2023
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Whether Speaking/Reasoned	:	Yes/No
Whether Reportable	:	Yes/No

(RAJESH BHARDWAJ)
JUDGE