

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

**CRM-M-30468-2023 (O&M)  
Date of decision : 25.09.2023**

Neetu

...Petitioner(s)

*Versus*

State of Haryana

...Respondent(s)

**CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU**

Present: None for the petitioner.

Mr. Vikram Singh, AAG, Haryana for the respondent.

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**MAHABIR SINGH SINDHU, J.**

Present petition under Section 438 of the Code of Criminal Procedure, 1973 has been filed for grant of pre-arrest bail to the petitioner in FIR No.84 dated 30.04.2023, under Sections 20, 27A of the Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Garhi, District Jind.

(2) Allegations are that co-accused Manish @ MK was found in possession of about 7 Kgs. *Ganja* without any license and petitioner has been nominated on the basis of disclosure, made by aforesaid co-accused.

(3) This Court, while issuing notice of motion on 14.06.2023, granted interim bail to petitioner and the same reads as under:-

*“Contends inter alia that petitioner was not named in the FIR, rather she has been nominated subsequently on the basis of disclosure statement made by the co-accused, and moreover contraband recovered from the main accused is non-commercial in nature.*

*Notice of motion for 27.07.2023.*

*On asking of the Court, Mr. Kiran Pal Singh, Assistant Advocate General, Haryana, accepts notice on behalf of the respondent and seeks time to have instructions or file response in the matter.*

*Requisite copies of paper-book be supplied to learned State Counsel during the course of day.*

*In the meanwhile, petitioner shall join investigation before the Investigating Officer. In the event of her arrest, the Arresting Officer would admit her to interim bail, till the next date of hearing, on furnishing adequate bail and surety bonds to his satisfaction. The petitioner shall also abide by all the conditions as envisaged under Section 438(2) of Code of Criminal Procedure, 1973.”*

(4) On 24.08.2023, petitioner came present and stated that there would be no recurrence on her part in future.

(5) Today, no one is appearing on behalf of the petitioner.

(6) Learned State Counsel, on instructions from ASI Harjinder Singh, submits that petitioner has joined investigation and as on today, her custodial interrogation is not required.

(7) In view of above, interim order dated 14.06.2023 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

- (8) It is also made clear that petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.
- (9) The above observations may not be construed as an expression of opinion on merits of the case; rather confined only to decide the present bail matter.
- (10) However, it is made clear that in case there is any recurrence on the part of petitioner, State of Haryana would be at liberty to move an appropriate application for recalling of this order.
- (11) Disposed off accordingly.

September 25<sup>th</sup>, 2023  
Gagan

( MAHABIR SINGH SINDHU )  
JUDGE

|                           |        |
|---------------------------|--------|
| Whether speaking/reasoned | Yes/No |
| Whether Reportable        | Yes/No |