

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

207

CRM-M-3397-2024 (O&M)
Date of Decision.:16.02.2024

Javed

.....Petitioner

Vs.

State of Haryana

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present: Mr. Afzal Hussain, Advocate
for the petitioner.

Mr. Parveen Kumar Aggarwal, DAG, Haryana.

DEEPAK GUPTA, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail under Section 438 Cr.P.C in case FIR No.03 dated 02.01.2024 registered under Section 20 of NDPS Act, 1985 registered at Police Station Camp, District Palwal.

2. As per prosecution allegations, 10 kg 412 gm of Ganja was recovered on 02.01.2024 from the house owned by Minakshi Devi daughter of Ashok resident of New Colony, District Palwal.
3. Attribution to the petitioner is that house in question was taken on rent by the petitioner and his wife and that the rental amount was being transferred from the account of the petitioner.
4. Learned counsel for the petitioner submits that petitioner has been falsely implicated in the case.
5. Learned State counsel, on the other hand, submits that all the

family members of the petitioner are involved in dealing with the contraband.

6. Since no recovery has been effected from the petitioner and the only attribution to the petitioner is that he took the house on rent from where the recovery was effected, the present petition is hereby accepted.

7. It is directed that in the event of arrest of the petitioner, the petitioner shall be released on bail subject to the satisfaction of the Arresting Officer/Investigating Officer. However, it is directed that petitioner shall not contact any person associated with the case to influence him during trial in any manner whatsoever; nor shall leave the country without prior permission of the Court. He shall further comply with the conditions stipulated in Section 438(2) Cr.P.C.

Disposed of.

(DEEPAK GUPTA)
JUDGE

February 16, 2024
Neetika Tuteja

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No