

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

283

CRM-M-4877-2024
Date of Decision:12.03.2024

BALVINDER SINGHPetitioner

Vs.

STATE OF HARYANARespondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Shalender Mohan, Advocate
for the petitioner.

Mr. Sumit Jain, Additional AG, Haryana
assisted by ASI Harish Chander.

DEEPAK GUPTA, J.(ORAL)

On 31.01.2024, following order was passed:

“By way of this petition filed under Section 438 Cr.P.C., petitioner prays for grant of anticipatory bail in a case arising out of FIR No.0565 dated 20.11.2023, under Sections 21-B and 27A (Act No.61 of NDPS Act), 1985, registered at Police Station Agroha, District Hisar, Haryana.

As per allegations, 6.15 grams of heroin was found from the possession of co-accused Sonu on 20.11.2023 and in his disclosure statement, he nominated the petitioner to be the supplier, for an amount of Rs.10,800/-.

Learned counsel for the petitioner contends that petitioner has been falsely implicated; that even otherwise the quantity of contraband as recovered from co-accused falls in the medium category. Learned counsel for the petitioner further contends that the petitioner is ready to join the investigation.

Notice of motion.

Mr. Parveen Kumar Aggarwal, DAG, Haryana accepts notice on behalf of the respondent-State. A copy of paper book be supplied to him during the course of day.

Adjourned to 12.03.2024 for filing status report.

In the meantime, petitioner is directed to join investigation and co-operate in the same. He will not leave the country without prior permission of the Court nor shall make any attempt to contact the complainant of the case or any witness associated with the case. In the event of the arrest of the petitioner, he shall be released on interim bail on his furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. He shall also abide by conditions as envisaged under Section 438(2) Cr.P.C. ”

Today learned State counsel, on instructions from ASI Harish Chander, submits that petitioner has since joined the investigation and is not required for custodial interrogation.

Having regard to the aforesaid facts and circumstances, but without commenting anything further on the merits of the case order dated 31.01.2024 is hereby made absolute, whereby petitioner was granted interim anticipatory bail.

However, the petitioner shall continue to join the investigation as and when called upon to do so by the Investigating Agency and shall abide by the conditions of Section 438 (2) Cr.P.C.

12.03.2024

pry

(DEEPAK GUPTA)
JUDGE

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