

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

205

CRM-M-8936-2024
Date of Decision:04.04.2024

BALDEV SINGHPetitioner

Vs.

STATE OF HARYANARespondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. D.S. Virk, Advocate
for the petitioner.

Mr. P.K. Jhanda, DAG, Haryana
assisted by SI Krishan Kumar.

DEEPAK GUPTA, J.(ORAL)

Status report by way of an affidavit dated 04.04.2024 of Shri Jai Bhagwan, Deputy Superintendent of Police, Dabwali, District Sirsa has been filed on behalf of respondent-State and the same is taken on record.

On 27.02.2024, following order was passed:

“Prayer in this petition is for grant of anticipatory bail under Section 438 Cr.P.C in case FIR No.25 dated 05.02.2024 registered under Sections 15B, 61, 85 of NDPS Act registered at Police Station Odhan, District Sirsa.

As per allegations, 4.100 gram of Doda Post was recovered from the possession of co-accused Manga Singh besides ₹20,000/- as drug money and that in his disclosure statement he nominated the petitioner to be supplier.

Learned counsel for the petitioner contends that petitioner has been falsely implicated; that he has never been involved in any such offence; that he is being nominated on the basis of disclosure statement which is not admissible and that he is ready to join the investigation.

Notice of motion.

Mr. Parveen Kumar Aggarwal, DAG, Haryana accepts notice on behalf of respondent- State.

Adjourned to 04.04.2024.

In the meantime, in case of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/Investigating Officer. However, it is directed that the petitioner shall join the investigation as and when so required by the Investigating Officer. He shall not contact any person associated with the case to dissuade him from the investigation in any manner whatsoever and 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.”

Today learned State counsel, on instructions from SI Krishan Kumar 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 27.02.2024 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.

04.04.2024

pry

**(DEEPAK GUPTA)
JUDGE**

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