

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

204

CRM-M-9572-2024 (O&M)
Date of Decision:05.04.2024

AZAD SINGH

.....Petitioner

Vs.

STATE OF HARYANA

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Hitesh Verma, Advocate
for the petitioner.

Mr. Randhir Singh, Additional AG,Haryana

DEEPAK GUPTA, J.(ORAL)

On 22.02.2024, following order was passed:

“Prayer in this petition is for grant of anticipatory bail under Section 438 Cr.P.C in case FIR No.10 dated 05.01.2020 registered under Section 21 of NDPS Act, 1985 registered at Police Station Dabwali, District Sirsa.

As per allegations, 20 gram of Heroin was recovered from the possession of co-accused Arvind and Ravinder, who in their disclosure statement nominated the petitioner to be the supplier.

Learned counsel for the petitioner has drawn attention towards the fact that FIR pertains to the year 2020; that though petitioner was arrested in another case but no effort was made by the police to arrest the petitioner in the present case and now after more than 04 years, petitioner is sought to be arrested.

Notice of motion.

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

Adjourned to 05.04.2024.

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 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 22.02.2024 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.

05.04.2024
pry

(DEEPAK GUPTA)
JUDGE

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