



In the High Court for the States of Punjab and Haryana
At Chandigarh

CRM-M-18756-2024 (O&M)
Date of Decision:-21.10.2024

Suraj Sharma ... Petitioner
Versus
State of Haryana ... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Davinder Pal Soni Joura, Advocate for the petitioner.

Mr. Munish Sharma, DAG, Haryana,
assisted by ASI Bhupender Singh.

FIR No.	Dated	Police Station	Section/s
0095	20.3.2024	Civil Lines Sirsa, District Sirsa, Haryana	21(B), 61/85 of Narcotic Drugs and Psychotropic Substances Act, 1985

GURVINDER SINGH GILL, J. (Oral)

1. The instant petition has been filed on behalf of the petitioner seeking grant of anticipatory bail in respect of aforementioned FIR.
2. At the time of issuance of notice of motion, the following order was passed on 19.4.2024:

“The petitioner seeks grant of anticipatory bail in respect of a case registered against him vide FIR No. 0095, dated 20.03.2024, Police Station Civil Line Sirsa, District Sirsa, under Sections 21(B), 61/85 of NDPS Act.

It is the case of prosecution that one Davinder Singh was apprehended by the police whose search yielded recovery of 6.65 grams of ‘Heroin’. It is further the case of prosecution that during



the course of interrogation he disclosed that he had procured the said contraband from the petitioner.

Learned counsel submits that he has falsely been implicated in the present cases on the basis of an alleged disclosure statement of coaccused which would hardly carry any evidentiary value. Learned counsel submits that the quantity of contraband allegedly recovered from the petitioner is slightly more than small quantity and that the petitioner has a clean record.

Notice of motion for 21.10.2024.

Meanwhile, in the event of arrest, the petitioner be released on interim bail subject to his furnishing personal bonds and surety bonds to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and cooperate with the Arresting/Investigating Officer and shall abide by the conditions as provided under Section 438 (2) Cr.P.C.”

3. Learned State counsel, upon instructions from the ASI Bhupender Singh, has informed that pursuant to interim directions, the petitioner has since joined investigation and he is not required for any custodial interrogation.
4. Having regard to the aforestated position, wherein the petitioner is stated to have joined investigation and is not required for any custodial interrogation, the instant petition is accepted and the interim directions issued by this Court vide order dated 19.4.2024 are hereby made absolute, subject to the condition that the petitioner shall join investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438(2) Cr.P.C.

21.10.2024

Pankaj

Whether speaking /reasoned

Whether Reportable

(Gurvinder Singh Gill)

Judge

Yes / No

Yes / No