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no more required for any custodial investigation in this case nor he is required for further investigation.

5. During the course of hearing on 22.04.2024, following order was passed:

“2. It is, inter alia, contended by learned counsel for the petitioner that the petitioner is innocent and has been falsely implicated in this case. He contends that although the petitioner is not named in the FIR but has been allegedly nominated on the basis of disclosure statement of the accused, namely Roop Singh @ Munji and Pappa Singh, who were apprehended by the police in the instant FIR (supra) and recovery of 1.5 kg of poppy husk was effected from them. He contends that the petitioner is not having any criminal antecedents and a false case has been planted on him. He further contends that the petitioner is having no concern with the alleged recovery nor he has ever been involved in any crime under the NDPS Act and the petitioner is ready to join the investigation.

3. Notice of motion.

4. On the asking of the Court, Ms. Gaganpreet Kaur, AAG, Haryana, present in Court, accepts notice on behalf of the State-respondent and admits the factual matrix of the case. She submits that as per instructions the petitioner is not facing any criminal case, however, she prays for time to file the status report/reply in the matter.

5. Adjourned to 06.05.2024.

6. Needful be done well before the date fixed with an advance copy to the counsel opposite.

7. In the meanwhile, the petitioner is hereby directed to join investigation within seven days from today and in the event of his arrest, he is ordered to be released on interim bail on his furnishing personal/surety bonds to the

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satisfaction of the Arresting Officer/Investigating Officer. He shall also abide by conditions as envisaged under Section 438(2) Cr.P.C.”

6. Keeping in view the respective submissions made by learned State counsel and considering the fact that the petitioner had already joined the investigation and is no more required for further investigation nor he is required for any custodial interrogation, interim bail granted vide order dated 22.04.2024 is hereby confirmed, subject to conditions as envisaged under Section 438(2) Cr.P.C. Further, the petitioner is directed to join investigation as and when required in future by way of written notice for such purpose to be served by Investigating Officer of this case upon the petitioner; he will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.

7. The petition stands allowed.

8. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

06.05.2024
kanika

(SANJIV BERRY)
JUDGE

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |