



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

214

CRM-M-23369-2024

Date of decision: 12.08.2024

Jaipal

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Mukesh Yadav, Advocate
for the petitioner.

Ms. Trishanjali Sharma, DAG, Haryana.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of anticipatory bail in case FIR No.195 dated 26.04.2024 under Sections 20 and 58(2) of the Narcotic Drugs and Substances Act, 1985 and Section 120-B of the Indian Penal Code, 1860, registered at Police Station City Narnaul, District Mahendergarh.

2. On 09.05.2024, while noticing the following submissions made by the learned counsel for the petitioner, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation:-

“Learned counsel for the petitioner inter alia contends that the petitioner has been implicated as an accused on the basis of a disclosure statement allegedly suffered by one Naval, from whom a recovery of 1.637 kgs of Ganja leaves was effected. Learned counsel submits that the evidentiary value of the disclosure statement, on the basis of which the petitioner has been arrayed as an accused, is of weak nature. On a pointed query put to the learned counsel as to whether the petitioner is involved in



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any other case under the NDPS Act, he has replied in the negative. It has been further submitted that the petitioner is willing to join investigation.”

3. Learned counsel for the petitioner submits that in compliance of order dated 09.05.2024, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. She, on further instructions, submits that the petitioner is not required for further investigation much less for his custodial interrogation.

5. In view of the above, the petition is allowed and interim order dated 09.05.2024, is made absolute subject to the conditions laid down in Section 482(2) of the BNSS/438(2) of the Cr.P.C. Needless to add, in case the petitioner misuses the concession of bail granted to him, the State would be at liberty to seek cancellation of the same.

12.08.2024

Vinay

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No