



IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH

CRM-M-26493-2024  
Date of decision: 13.08.2024

SOORAJ ...PETITIONER

Versus

STATE OF HARYANA ...RESPONDENT

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. A.S. Shera, Advocate for the petitioner.  
Mr. Naveen Kumar Sheoran, DAG, Haryana.

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 438 of the Code of Criminal Procedure, 1973, petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under:

| FIR No. | Dated      | Sections                         | Police Station                       |
|---------|------------|----------------------------------|--------------------------------------|
| 254     | 25.04.2024 | 21(c), 22(c) and 29 of NDPS Act. | Krishna Gate, Thanesar, Kurukshetra. |

2. Learned counsel for the petitioners submits that in compliance to the order dated 23.05.2024 passed by this Court, the petitioner has already joined the investigation and as such prayed for confirming the interim bail granted vide order dated 23.05.2024.
3. Learned State counsel, on instructions from SI Gurnam Singh, intimates the Court that the petitioner has joined investigation and is neither required for further investigation nor for any custodial investigation.
4. During the course of hearing on 23.05.2024, following order



was passed:

*“ 2. Learned counsel for the petitioner, inter alia, contends that the petitioner is not named in the FIR nor he has any concern in the alleged transaction. He has been implicated on the basis of alleged disclosure statement made by co-accused Satish Kumar from whom the recovery of contraband was effected in this case. The petitioner has no concern with that person and the petitioner is not having any criminal antecedents except for one case under Gambling Act wherein he is on bail. The petitioner is ready to join investigation.*

*3. Notice of motion.*

*4. On the asking of the Court, Ms. Gaganpreet Kaur, DAG, Haryana, who is present in Court, accepts notice on behalf of the respondent-State and seeks time to file the status report/reply.*

*5. Adjourned to 11.07.2024.*

*6. Needful be done on or before the next date of hearing with an advance copy to the opposite counsel.*

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

5. Keeping in view the above submissions made by learned State counsel and the fact that the petitioner had joined the investigation consequent to the order dated 23.05.2024 passed by this Court, interim bail granted vide order dated 23.05.2024 is hereby confirmed, subject to conditions as envisaged under Section 438(2) Cr.P.C. Further the petitioner



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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.

6.           The petition stands allowed.
7.           It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(SANJIV BERRY)  
JUDGE

13.08.2024  
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- i)           Whether speaking/reasoned?                   Yes/No
- ii)          Whether reportable?                           Yes/No