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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-30626-2024

Date of Decision:- 13.08.2024

Raju Lal Jat

....Petitioner

Vs.

State of Haryana

...Respondent

CORAM:-HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Mayank Goyal, Advocate
for the petitioner.

Mr. Rupinder Singh Jhand, Addl. AG Haryana.

AMARJOT BHATTI, J.

Petitioner – Raju Lal Jat has filed instant petition under Section 438 Cr.P.C. for grant of anticipatory bail in FIR No. 204 dated 01.10.2020 under Section 15/61/85 of Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Nathusari Chopta, District Sirsa (Annexure P-1).

2. As per the facts of case, on 01.10.2020, ASI Ashok Kumar along with police party was on routine patrolling and when they were present on Kheri Minor Bridge on main road from Chopta to Bhadra road, two persons were seen coming on foot from the side of Bhadra. In the light of torch, it was seen that one person was carrying plastic bag in his right hand, whereas, other person was carrying black coloured bag in his left hand. On

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seeing police party, they tried to go towards Bhadra. They were apprehended on the basis of suspicion. On their checking, from the possession of Paramjit Singh alias Pamma 5 kg 800 gms of *Doda Post* and from the possession of Chhinda Singh 10 kg 500 gms of *Doda Post* was recovered. There was total recovery of 16 kg 300 gms of *Doda Post*. During the course of investigation, name of present petitioner Raju Lal Jat came into light.

3. Learned counsel for petitioner argued that he is falsely involved in this case. He has no connection with other accused. Both main accused were granted bail and they are facing trial. He was not seen on the spot nor any recovery is to be effected. He is being falsely implicated in this case on the basis of one mobile phone No. 9549614059. He is ready to join the investigation. It is prayed that his anticipatory bail petition may be allowed.

4. Bail petition is opposed by learned counsel representing State. It is pointed out that police has Customer Application Form of mobile phone number 9549614059, which is in the name of Raju present petitioner. As per main accused, they had received supply from present petitioner who is resident of Nathwali Dhani, District Chittorgarh (Rajasthan). Therefore, he is not entitled to be released on anticipatory bail.

5. I have considered the arguments and have gone through record carefully. Recovery was effected from Paramjit Singh alias Pamma and Chhinda Singh on 01.10.2020. Present petitioner is being connected on the basis of mobile phone number as referred above. It is a case of recovery of non-commercial quantity of contraband, as a result, both accused are on



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bail and facing trial in this case. Present petitioner is also ready to join investigation. Considering the aforesaid facts and circumstances of case, anticipatory bail petition filed by petitioner – Raju Lal Jat is allowed. He be not arrested. In case of his arrest, he be released on bail to the satisfaction of Arresting/Investigating Officer concerned, subject to condition that petitioner will join investigation as and when required. He will not tamper with or interfere with investigation and will not leave country without prior permission as provided under Section 438(2) Cr.P.C.

- 6. Petition is accordingly accepted.
- 7. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.

13.08.2024
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(AMARJOT BHATTI)
JUDGE

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