



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

CRM-M-37571-2024 (O&M)
Date of Decision:-18.11.2024

Kulwant Singh

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Balraj Singh Sidhu, Advocate
for the petitioner.

Mr. Neeraj Sheoran, DAG., Haryana.

FIR No.	Dated	Police Station	Under Section/s
549	19.10.2022	Mandi Dabwali, District Sirsa	15 of NDPS Act

GURVINDER SINGH GILL, J.(Oral)

1. The petitioner seeks grant of anticipatory bail in respect of the
aforementioned FIR.
2. At the time of issuance of notice of motion, the following order was passed
on 05.08.2024:

“The petitioner seeks grant of anticipatory bail in respect of a
case registered vide FIR No.549, dated 19.10.2022, Police
Station City Mandi Dabwali, District Sirsa, under Section 15 of
Narcotic Drugs and Psychotropic Substances Act, 1985.

The allegations, in nutshell, are that one Jagtar Singh
and Paramjit Kaur were apprehended by the police who were
found in possession of 4.400 Kgs of ‘Poppy Husk’. It is further
the case of prosecution that during the course of interrogation
they disclosed that the aforesaid contraband has been purchased
by them for a sum of Rs.11,000/- from the petitioner.



Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case solely on the basis of disclosure statement of co-accused, which would not carry any evidentiary value in the absence of any other connecting evidence.

Notice of motion for 18.11.2024.

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 Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.”

3. Learned State counsel, upon instructions from the Investigating Officer, has informed that pursuant to interim directions issued by this Court on 05.08.2024, 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 petition is accepted and the interim directions issued by this Court vide order dated 05.08.2024 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.

18.11.2024
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(Gurvinder Singh Gill)
Judge

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No