



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-38258-2024
Date of decision: 12.09.2024

DESHRAJ ALIAS DESU ...PETITIONER

Versus

STATE OF HARYANA ...RESPONDENTS

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Rajesh Lamba, Advocate and
Mr. Vinod Kumar, Advocate for the petitioner.

Ms. Gaganpreet Kaur, DAG, Haryana.

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 482 of BNSS, 2023, petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under:

FIR No.	Dated	Sections	Police Station
180	13.07.2024	15 of Narcotic Drugs and Psychotropic Substances Act, 1985	Sadar Ratia, District Fatehabad.

2. Learned counsel for the petitioner submits that in compliance to the order dated 28.08.2024 passed by this Court, the petitioner has already joined the investigation and as such prayed for confirming the interim bail granted vide order dated 28.08.2024.

3. Learned State counsel, on instructions received from SI Radha Krishan, intimates the Court that the petitioner has joined investigation and is neither required for further investigation nor for any custodial interrogation.



4. During the course of hearing on 28.08.2024 , following order was passed:

“After hearing the submissions made by learned counsel for the petitioner and learned State counsel assisted by SI Radha Krishan, Investigating Officer of the case, it transpires that the petitioner has been nominated on the basis of alleged disclosure statement made by co-accused Gulshan from whom recovery of 5 kg of poppy husk has been effected. Apart from the abovesaid disclosure statement, as of now there is nothing on record against the petitioner.

List on 12.09.2024.

In the meanwhile, without commenting on the merits of the case, the petitioner is hereby directed to join investigation within seven days from today and co-operate in the same. In the event of the arrest of the petitioner, he shall 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 482(2) BNSS. ”

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 28.08.2024 passed by this Court, interim bail granted vide order dated 28.08.2024 is hereby confirmed, subject to conditions as envisaged under Section 482 (2) of BNSS, 2023. 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



CRM-M-38258-2024

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

12.09.2024
kanika

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