



202 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-41509-2024
Date of decision: 13.12.2024

MANAPetitioner

Versus

STATE OF PUNJABRespondent

CORAM: HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present: Mr. Harpreet S. Rakhra, Advocate
for the petitioner.

Mr. Kewal Singh, Addl.A.G. Punjab.

AMARJOT BHATTI, J.

Petitioner-Mana has filed the present petition under Section 482 of BNSS, 2023, for grant of anticipatory bail in FIR No.113, dated 12.06.2024, under Sections 304 and 120-B IPC, registered at Police Station City-2, Khanna, Police District Khanna.

2. As per facts of the case, complainant Akbri gave her statement that her son Azam Mohd. was working as security guard for the last 7 to 8 years. On 03.05.2024, Azam Mohd. went for his duty at about 6.30 p.m. On 04.06.2024 at about 10.30 a.m., he received a call from a boy that Azam Mohd. had expired. Her statement was recorded during proceedings under Section 174 Cr.P.C. and postmortem was conducted. It was found that his son expired due to excess doze of some narcotics substance. Thereafter, she came to know that excess narcotic substance was given by Balbir Singh who injected the said substance. Said Balbir Singh had bought the narcotic substance (heroin) from Mana son of Sai. With these



3. Learned counsel for the petitioner argued that he is falsely implicated in this case. In pursuance of order dated 20.08.2024 he has already joined investigation. No recovery is to be effected from him. He will abide by the terms and conditions of bail order.

4. Status report is filed. It is confirmed that present petitioner has joined investigation. Role attributed to the petitioner is that he supplied narcotic to co-accused Balbir Singh who injected the same in the body of Azam Mohd. who died due to excess intoxication of chitta/heroin. At present petitioner is not required for further investigation as he joined investigation on 14.09.2024.

5. In the light of this, no purpose would be served by sending petitioner behind the bars. He joined the investigation and not required for any other purpose. Therefore, anticipatory bail petition filed by petitioner – Mana 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 the 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 482(2) of BNSS, 2023.

6. Petition is accordingly accepted.

7. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.

(AMARJOT BHATTI)
JUDGE

13.12.2024
monika

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| 1. Whether speaking/ reasoned | : | Yes /No |
| 2. Whether reportable | : | Yes /No |