

2024.PHHC.148967



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

212

CRM-M-43921-2024

Date of Decision: 12.11.2024

Mohd. Istkhar

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MS. JUSTICE KIRTI SINGH

Present:- Mr. Inderjeet Singh, Advocate for the petitioner.

Mr. Gaurav Bansal, DAG, Haryana.

KIRTI SINGH, J. (Oral)

1. Apprehending his arrest the petitioner has filed this petition under Section 482 of BNSS/438 Cr.P.C. for grant of anticipatory bail in case bearing FIR No.755 dated 05.08.2024, under Sections 21-C, 29, 61/85 of Narcotics Drugs and Psychotropic Substances Act, 1985, registered at Police Station City Yamuna Nagar, District Yamuna Nagar.
2. Learned State counsel on instructions from SI Jaswinder Singh, Investigating Officer submits that in compliance of order dated 06.09.2024, the petitioner has joined the investigation and is not required for any further investigation.
3. The petitioner has been nominated on the basis of disclosure statement. There is no other case registered against him.
4. Having considered the aforesaid facts and circumstances, the petition is allowed. Order dated 06.09.2024 passed by this Court, is hereby made absolute.

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5. This order should not be treated as "blanket" order. It will not be read granting the petitioner indefinite protection from arrest. It shall be confined to the FIR mentioned ibid and will not operate in respect of any other incident that involves commission of an offence.
6. This order does not in any manner limit or restrict the rights or duties of the police or investigating agency to investigate into the charges against the petitioner.
7. The accused/petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him or her from disclosing such facts to the Court or to any police officer.
8. The accused/petitioner shall not leave India without prior permission of the Court.
9. The accused/petitioner shall join the investigation as and when called by the police.
10. It will be open to the police or the investigating agency to move to this Court for a direction under Section 483(3) BNSS, 2023 to arrest the accused, in the event of violation of any term, such as absconding, non-cooperating during investigation, evasion, intimidation or inducement to witnesses with a view to influence outcome of the investigation or trial.

12.11.2024
Anu

(KIRTI SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No