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4. During the course of hearing on 23.10.2024, following order was passed:

“ Learned counsel for the petitioner inter alia contends that the petitioner is innocent and has been falsely implicated in this case. He submits that the petitioner is not having any criminal case registered against him but has been nominated on the alleged disclosure statement of co-accused Nishan Singh from whom recovery of 52 grams of heroin was effected. He contends that the petitioner has no concern with the said Nishan Singh, hence, prayed for grant of anticipatory bail to the petitioner.

Per contra, learned State counsel while referring to the status report submitted that consequent upon arrest of Nishan Singh, he had nominated one Ajay Kumar and the present petitioner and apart from the disclosure statement there is nothing on record against the petitioner. He further submits that the coaccused Ajay Kumar, who was nominated by Nishan Singh, stands arrested, however, no recovery has been effected from him.

List on 19.11.2024.

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



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consequent to the order dated 23.10.2024 passed by this Court, interim bail granted vide order dated 23.10.2024 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 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

19.11.2024
kanika

- i)

Whether speaking/reasoned?

Yes/No
- ii)

Whether reportable?

Yes/No