

2024:PHHC:169310



210.

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-49460-2024
Date of decision: 17.12.2024

Deba RamPetitioner

Versus

State of HaryanaRespondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Mohit Poswal, Advocate for
Mr. Karan Singh, Advocate for the petitioner.

Mr. Rahul Mohan, Senior DAG, Haryana.

MANJARI NEHRU KAUL, J. (ORAL)

The petitioner is seeking the concession of anticipatory bail under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 in case FIR No.205, dated 09.08.2024, under Sections 22(c) and 27-A of Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Sadar Ratia, District Fatehabad.

On 01.10.2024, while noticing the following submissions made by the learned counsel for the petitioner, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation:-

“Learned counsel for the petitioner *inter alia* contends that the petitioner has no previous criminal antecedents and has been nominated as an accused on the basis of a disclosure statement allegedly suffered by co-accused Sukhwinder Singh from whom a recovery of 59 strips of Tramadol were allegedly

effected pursuant to a secret information. It has been argued by the learned counsel that the disclosure statement on the basis of which the petitioner has been arraigned as an accused does not have much evidentiary value.”

Learned counsel for the petitioner submits that in compliance of order dated 01.10.2024, the petitioner has joined investigation and cooperated with the investigating agency.

Learned State counsel, on instructions from ASI Surender Pal, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. He, on further instructions, submits that the petitioner is not required for further investigation much less for his custodial interrogation.

In view of the above, the petition is allowed and interim order dated 01.10.2024, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C./482(2) of BNSS, 2023.

(MANJARI NEHRU KAUL)
JUDGE

December 17, 2024
sanjeev

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No