



IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

323

CRM-M-49750-2024
Date of Decision: 18.11.2024

Dilawar Singh Alias Dalbar SinghPetitioner

Versus

State of HaryanaRespondent

CORAM: HON’BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Ripudaman Singh Sidhu, Advocate,
for the petitioner.

Mr. Ramender Singh Chauhan, AAG, Haryana.

SANJIV BERRY, J.(Oral)

1. By way of present petition filed under Section 482 of Bharatiya
Nagarik Suraksha Sanhita, the petitioner seek anticipatory bail in case FIR
(Annexure P-1) as under: -

FIR No.	Dated	Sections	Police Station
163	05.09.2024	15-B, 17-B & 29 of NDPS Act	Odhan, District Dabwali, Haryana.

2. Learned counsel for the petitioner submits that in compliance
to the order dated 21.10.2024, the petitioner have joined the investigation.

3. During the course of hearing on 21.10.2024, following order
has been passed: -



District Dabwali, has been filed. The same is taken on record. Copy thereof has been supplied to learned counsel for the petitioner.

2. *After considering the rival contentions, it transpires that the recovery of the contraband not being within the purview of commercial quantity, was effected from the wife of the petitioner and the petitioner has been nominated on the basis of the disclosure statement of his wife.*

3. *Learned counsel for the petitioner contends that the petitioner is not having any other criminal antecedents.*

4. *Learned State counsel, on instructions received from ASI Madan Lal, accepts that except the disclosure statement there is no other substantive evidence against the petitioner.*

5. *Be that as it may be. Without commenting on the merits of the case, the petitioner is directed to join the investigation within seven days from today and in the event of his arrest, he is ordered to 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) of BNSS, 2023.*

6. *List on 13.11.2024.'*

4. Learned State counsel on instructions received from ASI Rajender Prasad, informs the Court that the petitioner have joined the investigation and are neither required for further investigation nor for any custodial interrogation.



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 21.10.2024, passed by this Court, interim bail granted vide order dated 21.10.2024, is hereby confirmed, subject to conditions as envisaged under Section 482(2) of the Bhartiya Nagarik Suraksha Sanhita 2023 (BNSS). 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.

18.11.2024

Jyoti Thakur

(SANJIV BERRY)
JUDGE

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No