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“ Learned counsel for the petitioner inter alia contends that the petitioner is innocent and has been falsely implicated in the case. He contends that the alleged recovery has not been effected from the premises of the petitioner nor he is named in the FIR and has been nominated on the basis of disclosure statement made by co-accused Umardin @ Kallan. He further contends that after the registration of present FIR, one more FIR has been registered against the petitioner. He submits that the petitioner is ready to join the investigation, thus prays for grant of anticipatory bail.

Learned State counsel while referring to the status report has opposed the petition and submitted that the petitioner has been nominated on the disclosure statement of co-accused Umardin @ Kallan, whose statement has been annexed along with the status report as Annexure R-2.

After hearing the submissions and perusing the record, 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.

List on 03.12.2024.”

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 14.11.2024 passed by this Court, interim bail granted vide order dated 14.11.2024 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



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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

03.12.2024
kanika

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |