

[210] IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-56148-2023
Date of Decision : 08.01.2024

Devi Lal ...Petitioner
versus
State of HaryanaRespondent

Coram : HON’BLE MR. JUSTICE DEEPAK GUPTA

Present : Mr. Satyam Khichi, Advocate for
Mr. P.K. Ganga, Advocate
for the petitioner.

Mr. Sumit Jain, Addl. AG, Haryana.

DEEPAK GUPTA, J. (ORAL)

[1] On 07.11.2023, the following order was passed by this Court:-

“Present: Mr. P.K. Ganga, Advocate for the petitioner.

By way of present petition filed under Section 438 Cr.P.C.,
petitioner has prayed for grant of anticipatory bail in case FIR No.160
dated 12.06.2023 registered under Section 22(b) and 29 of NDPS Act
(during investigation, Section 22-C of NDPS Act deleted as alleged
recovery from co-accused falls under noncommercial quantity) at Police
Station Bhattu Kalan, District Fatehabad.

Allegations are that 730 tablets of Alprazolam (0.5 mg)
(with weight 87.6 grams) and 130 tablets of Tramadol Hydrochloride (100
mg) (with weight 31.2 gms) were recovered from the possession of co-
accused Kiran @ Kiran Bala, who in her disclosure statement, nominated
the petitioner to be the supplier.

It is contended by learned counsel that the petitioner has
been falsely implicated simply on the basis of disclosure statement of the
co-accused and that he has nothing to do with the allegedly recovered
contraband. Learned counsel further contends that recovered quantity of
contraband falls in the non-commercial category. Besides co-accused
Kiran @ Kiran Bala from whom recovery has been effected, has already
been allowed regular bail by this Court vide order dated 11.10.2023 in
CRM-M-44879 of 2023 (Annexure P.4). Learned counsel further submits

that petitioner has no criminal antecedents and that the petitioner is ready to join the investigation.

Notice of motion.

Mr. Randhir Singh, Addl. AG, Haryana, accepts notice on behalf of the respondent- State. Copy of the petition be supplied to him during course of the day.

Adjourned to 08.01.2024 for filing status report.

In the meantime, in case of his arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/ Investigating Officer. However, it is further directed that the petitioner shall join the investigation as and when so required by the Investigating Officer. He shall not contact any person associated with the case to dissuade him from the investigation in any manner whatsoever and nor shall leave the country without prior permission of the Court. He shall further comply with the conditions stipulated in Section 438(2) Cr.P.C. ”

[2] Today, learned State counsel on instructions from ASI Pu-rushotam, has informed this Court that the petitioner has joined in-vestigation, in compliance of the order dated 07.11.2023 and is no longer re-quired for further investigation.

[3] In view of the aforesaid, the order dated 07.11.2023, whereby the petitioner was granted interim anticipatory bail, is hereby made absolute. However, he shall continue to join investigation, if and so required by the Investigating Officer.

[4] Disposed of.

(DEEPAK GUPTA)
JUDGE

08.01.2024
'Rajneesh'

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