



207(Ist case)

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRM-M-8611-2025 (O&M)
Date of decision : 01.05.2025**

Jyoti

..Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Raman Chawla, Advocate for the petitioner.

Mr. Ashok Sehrawat, DAG, Haryana assisted by
ASI Shamsheer Singh.

MAHABIR SINGH SINDHU, J.

Present petition under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short, 'the B.N.S.S.') has been filed for grant of pre-arrest bail to the petitioner in FIR No.0034 dated 19.01.2025, under Sections 21(b) of Narcotic Drugs & Psychotropic Substances Act, 1985, registered at Police Station City Hisar, District Hisar.

(2) Allegations are that petitioner along with co-accused is used to sell Heroin and on seeing the police party, she fled away from the spot.

(3) Learned counsel contends that petitioner was granted interim bail by this Court, vide order dated 20.02.2025 and in pursuance thereof, he has already joined the investigation; hence, her custodial interrogation is not required.



(4) Learned State counsel, on instructions from the quarter concerned, acknowledged the above factual position, and submits that as on today, custodial interrogation of the petitioner is not required.

(5) Heard learned Counsel for the parties and perused the paper-book.

(6) It transpires that petitioner was granted interim bail by this Court, vide order dated 20.02.2025 and the order reads as under:-

“Status report filed by way of affidavit dated 19.02.2025 of Sanjeev Kumar, HPS, Deputy Superintendent of Police, Law and Order, Hisar, on behalf of respondent-State, is taken on record. Copy thereof supplied to the opposite side.

Registry to do the needful.

Contends, inter alia, that except disclosure made by co-accused Rita, there is no material with the prosecution regarding complicity of the petitioner.

Posted for 09.04.2025.

In the meanwhile, petitioner shall join investigation before the Investigating Officer; but she be not arrested till the next date of hearing.”

(7) It is duly acknowledged by learned State Counsel that in pursuance of the aforesaid order, petitioner has joined investigation and her custodial interrogation is not required.

(8) In view of the above, there is no justification to deny the concession of pre-arrest bail to the petitioner. Consequently, present petition is allowed; interim order dated 20.02.2025 is made absolute subject to the conditions as envisaged under Section 482(2) of the BNSS.



(9) It is also made clear that petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

(10) The above observations be not construed as an expression of opinion on merits of the case; rather confined only to decide the bail matter.

(11) It is also clarified that in case of any recurrence on the part of petitioner, State would be at liberty to move an appropriate application for recalling of this order.

Pending application(s), if any, shall also stand disposed off.

01.05.2025

d.gulati

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking / reasoned :	Yes	No
Whether Reportable :	Yes	No