



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-23450-2024
Date of decision: 16.01.2025

SUNITA
....Petitioner

Versus

STATE OF HARYANA
....Respondent

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Ms. Prabhjot K. Virk, Advocate for the petitioner.
Mr. Praveen Bhadu, Asstt. A.G. Haryana.
.....

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 438 Cr.P.C, the
petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under: -

FIR No.	Dated	Section	Police Station
72	21.04.2024	20 of NDPS Act	P.S. Garhi, District Jind

2. Learned counsel for the petitioner submits that in compliance to the order dated 10.05.2024, the petitioner has joined the investigation.
3. During the course of hearing on 10.05.2024, following order had been passed: -

“ Apprehending her arrest in FIR No.72 dated 21.04.2024, registered for offences punishable under Section 20 of the Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station Garhi, District Jind, the petitioner has preferred this petition under Section 438 Cr.P.C. seeking pre-arrest bail.



Ld. Counsel for the petitioner inter alia contends that the petitioner has been nominated on the basis of disclosure made by co-accused namely Aman and Deepak from whom 10 kg. of ganja was recovered. She further submits that the false implication of the petitioner is evident as the petitioner was earlier booked in FIR No.42 dated 22nd of March, 2024 qua offence punishable under Section 20 of the NDPS Act, registered at the same Police Station i.e. Garhi, District Jind. After she was granted interim relief by this Court vide order dated 18th of April, 2024 passed in CRM-M-18467- 2024 she was nominated in the instant FIR just three days thereafter on 21st of April, 2024.

Issue notice of motion, returnable for 23.07.2024.

Mr. Gaurav Bansal, DAG, Haryana appears and accepts notice on behalf of the respondent/State.

In the meantime, in the event of arrest, the petitioner shall be released on interim bail subject to her furnishing personal and surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. As and when called, the petitioner shall join the investigation. She shall abide by the conditions enumerated under Section 438(2) of the Cr.P.C.”

4. Learned State counsel on instructions received from ASI Rai Singh informs the Court that the petitioner has joined the investigation and is 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 10.05.2024 passed by this Court, interim bail granted vide order dated 10.05.2024 is hereby confirmed, subject to conditions as envisaged under Section 482(2) of 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; she 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.

16.01.2025
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(SANJIV BERRY)
JUDGE

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