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

CRM-M-26350-2025

Date of decision: 14.05.2025

Suman

....Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR**Present:** Mr. K.L. Saini, Advocate
for the petitioner.

Ms. Geeta Sharma, DAG, Haryana.

HARPREET SINGH BRAR, J. (ORAL)

The present petition has been filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking anticipatory bail in case bearing FIR No.13 dated 30.01.2025 under Section 21(b) of NDPS Act (Section 29 of the NDPS Act added later on) registered at Police Station Bahu Akbarpur, District Rohtak.

The FIR (*supra*) was registered on the basis of secret information that Kamalkant will go to Meham in a rented vehicle bearing registration No. HR24AH-6957 through Rohtak with *heroin* and if raid is conducted, he could be apprehended with narcotic substance and the information was found credible and correct and the accused-Kamalkant was apprehended with 50 grams 91 milligram of *heroin*, on the basis of the alleged recovery, the FIR (*supra*) was registered.

Learned counsel for the petitioner *inter alia* contends that admittedly, the contraband was recovered from the conscious and exclusive possession of the co-accused-Kamalkant and the petitioner was not named in



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the FIR (*supra*) and nothing was recovered from the petitioner. Further, she has been nominated on the basis of disclosure statement made by co-accused while in police custody which has no evidentiary value in the eyes of law. There is no other evidence to connect the petitioner with the alleged recovery.

Per contra, the learned State counsel opposes the grant of anticipatory bail to the petitioner on the ground that the petitioner is the supplier of the *heroin* purchased by the co-accused for Rs.30,000/- and she is also involved in one more case under the NDPS Act. As such, the custodial interrogation of the petitioner is required to ascertain the supply chain and the *modus operandi* adopted by her in selling the *heroin* to other drug peddlers.

Having heard learned counsel for the parties and keeping in view the allegations against the petitioner, custodial interrogation of the petitioner is required and therefore, no ground is made out to grant anticipatory bail to the petitioner and thus, the present petition is hereby dismissed.

(HARPREET SINGH BRAR)
JUDGE

14.05.2025

Neha

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