



CRM-M-62598-2024

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IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH**CRM-M-62598-2024 (O&M)****Date of decision : 21.2.2025**

Deepak Kumar

... Petitioner

VERSUS

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Kartar Singh, Advocate,
for the petitioner.

Mr. R.K.Singla, DAG, Haryana

KARAMJIT SINGH, J. (Oral)

Prayer is for grant of anticipatory bail to the petitioner in criminal case having FIR No.101 dated 21.2.2024 registered under Sections 21b of NDPS Act at Police Station City Sirsa, District Sirsa.

2. The allegations in brief are that the police recovered 10 grams of Heroin from co-accused Deepak @ Deepu on 21.2.2024 and thereafter, the petitioner was nominated as accused on the basis of the disclosure statement suffered by said co-accused Deepak @ Deepu to the effect that the aforesaid contraband was purchased by him from the present petitioner.

3. On the last date of hearing, the petitioner was granted interim bail with direction to join investigation with the police.



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4. Today, counsel for the petitioner apprised the Court that by virtue of the aforesaid order, the petitioner has joined investigation with the police.

5. State counsel on instructions from ASI Jaswant Singh has not refuted the aforesaid assertions made by the counsel for the petitioner and further submits that the petitioner is not required by the police for further investigation or custodial interrogation.

6. Recovery of contraband effected from co-accused Deepak @ Deepu comes under non-commercial quantity of contraband and thus, is not covered by stringent provisions of Section 37 of NDPS Act and further, the petitioner is not required by the police for purpose of further investigation. In the given circumstances, no purpose is going to be served even if the petitioner is subjected to custodial interrogation at this point of time.

7. In view of the above, without commenting on the merits of the case, the present petition is allowed and order of interim bail dated 8.1.2025 is hereby made absolute subject to the conditions as envisaged under Section 482(2) BNSS.

**(KARAMJIT SINGH)
JUDGE**

February 21, 2025

Paritosh Kumar

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