



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

205

**CRM-M-60219-2024 (O&M)
Date of Decision:- 10.01.2025**

AVTAR SINGH

...Petitioner(s)

Versus

STATE OF HARYANA

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY

Present : Mr. Rakesh K. Chauhan, Advocate for
Mr. Deepak Kumar, Advocate for the petitioner.

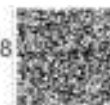
Mr. Surender Singh, A.A.G. Haryana.

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 482 Bharatiya
Nagarik Suraksha Sanhita, 2023, petitioner seeks anticipatory bail in case
FIR (Annexure P-1) as under:

| FIR No. | Dated | Sections | Police Station |
|----------------|--------------|-----------------------------------|-------------------------------------|
| 359 | 09.11.2024 | 15(b) and 27-A of the NDPS Act | Sadar Tohana, District Fatehabad |

2. Learned counsel for the petitioner has submitted that in
compliance to the order dated 13.12.2024 passed by this Court, the petitioner
has already joined the investigation and as such interim bail granted to the
petitioner may be confirmed.



3. Learned State counsel, on instructions received from SI Baljit has intimated that the petitioner has joined investigation and is no more required for any custodial investigation in this case nor he is required for further investigation.

4. Heard.

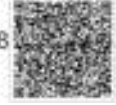
5. During the course of hearing on 13.12.2024, the following order was passed:-

“3. After hearing the respective submissions made by learned counsel for the petitioner, it transpires that the petitioner is not named in the FIR but has been nominated on the basis of disclosure statement of co-accused Ramesh Kumar alias Babbu, from whom the police allegedly recovered 1 kg 198 grams of poppy husk. Admittedly, the petitioner is not having any criminal antecedents and apart from the disclosure statement (Annexure R-1), there is nothing substantive on record to connect him with the alleged offence.

4. In these circumstances, without commenting on the merits of the case, the petitioner is hereby directed to join investigation within seven days from today and in the event of his arrest, he is ordered to be released on interim bail on his furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. He shall also abide by conditions as envisaged under Section 482 (2) of BNSS, 2023.

5. List on 10.01.2025.”

6. 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 13.12.2024 passed by this Court, interim bail granted vide order dated 13.12.2024 is hereby confirmed, subject to conditions as envisaged under Section 482(2) 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; he will not tamper with the evidence nor will



influence the witnesses and will not leave the country without prior permission of the Court.

7. The petition stands allowed.

(SANJIV BERRY)
JUDGE

10.01.2025

S.Sharma(syr)

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