



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

104

CRM-M-1522-2025

DATE OF DECISION: 14.01.2025

CHARANJEET SINGH ALIAS CHARANJIT SINGH
...PETITIONER

Versus

STATE OF PUNJAB

... RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Tarun Singla, Advocate for the petitioner(s).
Mr. Jaspal Singh Guru, AAG, Punjab.

SANDEEP MOUDGIL, J (ORAL)

1. Relief Sought

This petition has been filed under Section 482 BNSS for grant of Anticipatory Bail in FIR No.218 dated 02.12.2024, under Sections 318 (4), 110 of BNS, 2023 at PS Talwandi Sabo, District Bathinda Annexure P-1.

2. Prosecution story, set up in the present case as per the version in the FIR reads as under :-

‘Statement of Manjeet Singh @ Gaggu Mann S/o. Arvind Singh S/o. Joginder Singh R/o. Kharunja, Police Station Chak Vairoke, District Fazilka aged about 31 years. Mobile No. 7986100250. Stated that I am resident of aforesaid address and does agricultural work, I am married and from the last 6-7 years I had started consuming drugs. Because of which my family got fed up from me and about two years back they got me admitted at New Hope De-Addiction Centre Hanumangarh Junction where Charanjeet Singh and Karamjeet Singh @ Kallu sons of Jagjeet Singh R/o. Gali No. 2, Dairy Wali Gali, Maiser Mohalla,



Talwandi Sabo were working as employees and used to take care of the patients who had come for De-Addiction, where I came to know them. After spending about three months there I came back to my home and after that I again started consuming drugs and I had a talk with Karamjeet Singh @ Kallu etc. on phone. Karamjeet Singh @ Kallu told me that they i.e. Charanjeet Singh, Karamjeet Singh @ Kallu sons Jagjeet Singh R/o. Gali No. 2, Dairy Wali Gali, Maiser Mohalla, Talwandi Sabo and MangaSingh S/o. Balvir Singh R/o. Gali No. 4, Maiser Mohalla, Talwandi Sabo and Mukhtiar Singh S/o. Gurucharan Singh R/o. Naju Shah, Mishriwala, District Ferozepur have opened a De-Addiction Centre at their home at Talwandi Sabo, you can come to us for your De- Addiction. I came in the talks of Karamjeet Singh @ Kallu and on 30.11.2024 | alongwith my family at about 3 in the afternoon reached at the address given by them. Where Charanjeet Singh and Karamjeet Singh @ Kallu sons of Jagjeet Singh R/o. Gali No. 2, Dairy Wali Gali, Maiser Mohalla, Talwandi Sabo and Manga Singh S/o. Balvir Singh R/o. Gali No. 4, Maiser Mohalla, Talwandi Sabo met me who told me that they have jointly opened a De- Addiction Centre and have kept good Doctors and Counselors and I should not worry. They will get me De-Addicted within one month and the got me admitted and took Rs. 8000/- in cash as advance from me in lieu of De-Addiction fees. There I saw that many other young persons used to come and go from there. With them also they used to enter into contracts for De-Addiction. They used to give me small packet (Pudi) in the morning and evening after making it by powdering the tablets and used to tell me to eat the same in one go. Because of which I got intoxicated heavily. I asked them two three times that I get heavily intoxicated with your medicine. They told me that tomorrow Senior Counselors are coming who shall counsel you and I became silent. Thereafter on the next day I again asked them that no counselor or Doctor has come and you only are giving medicine to me. Thereafter after sometime



one person came their as a counselor who told his name as Mukhtiar Singh S/o. Gurucharan Singh R/o. Naju Shah, Mishriwala, District Ferozepur and after coming there, he started telling us talks and also gave me medicine because of which I got deep sleep. Then today morning after awaking I asked them that this much intoxication I did not even got from Chitta, which I have got from your medicine. They did not listen to me. Other boys also came there whom I do not know and with whom also they were entering into contracts and they told me that I should call for Rs. 10000/- from my home. I completely understood that they are committing fraud with me and are giving me intoxicating tablets after powdering them because of which I can even loose my life. They are cheating other innocent youngsters by falsely stating to them about their De-Addiction and are also playing with their life. Today I by getting out from there was coming to you for giving information, where you met. Charanjeet Singh, Karamjeet Singh @ Kallu, Manga Singh and Mukhtiar Singh aforesaid in conspiracy with each other without any license/permit have opened De- Addiction Centre. They are untrained and are not having any affiliation from any recognized institute. They by keeping me in dark have committed fraud of Rs. 8000/- with me and used to give me intoxicating tablets without any make because of which there could have been threat to my life. Appropriate legal action be taken against them and Justice be got delivered to me. Sd/- Manjeet Singh aforesaid, attested Sd/- Sukhmander Singh ASI Police Station Talwandi Sabo Dt. 02.12.2024.'

3. Contentions

On behalf of the petitioner

Learned counsel for the petitioner submits that there is delay of 58 hours in registration of the present FIR and no overt act has been attributed to the petitioner. He further submits that inducement, if



any was on the part of co-accused-Karamjeet Singh @ Kallu and no consideration amount was given to the petitioner. Therefore, he prays for grant of regular bail to the petitioner.

On behalf of the State

Learned State Counsel appearing on advance notice on instructions from Investigating officer vehemently opposes the prayer for grant of concession of anticipatory bail stating that the petitioner along with other co-accused have cheated the complainant as well as others by giving the intoxicating pills which were dangerous to life, therefore, prays for dismissal of the petition.

4. **Analysis**

Be that as it may, after giving thoughtful consideration to the submissions made by the counsel for both the parties to the effect that admittedly there is delay of 58 hours in registration of the present FIR and neither overt act has been attributed to the petitioner nor any consideration amount was given to the petitioner, hence, this Court finds no reason to deny the petitioner the concession of anticipatory bail, wherein the petitioner has bona fide intentions and is willing to join the investigation and cooperate for furtherance of the same so that the final report can be submitted by the Investigating Agency within the stipulated time period.

5. **Decision**

Hence, in view of the admitted set of circumstances before this Court, the petitioner is hereby directed to be released on anticipatory bail subject to him joining investigation and reporting to the Investigating Officer concerned within a period of one week from



today, on furnishing of personal/surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the terms and conditions as envisaged under Section 482(2) of BNSS of which are reproduced below :-

‘When the High Court or the Court of Session makes a direction under sub-section (1), it may include such conditions in such directions in the light of the facts of the particular case, as it may think fit, including-

- (i) a condition that the person shall make himself available for interrogation by a police officer as and when required;*
- (ii) a condition that the person shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;*
- (iii) a condition that the person shall not leave India without the previous permission of the Court;*
- (iv) such other condition as may be imposed under sub-section (3) of section 480, as if the bail were granted under that section.’*

However, it is made clear that in case the petitioner does not comply with the aforesaid direction of joining the investigation within one week, the order passed by this Court today shall automatically stand cancelled.

The petition in the aforesaid terms stand allowed.

(SANDEEP MOUDGIL)
JUDGE

14.01.2025
anuradha

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No