



CRM-M-4185-2025

1

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

208

CRM-M-4185-2025 (O&M)**Date of Decision: 11.03.2025**

Dilshad Malik

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU**Present:** None for the petitioner.

Mr. Naveen S. Panwar, DAG, Haryana assisted by
SI Suresh Kumar.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 482 of Bharatiya
Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') for grant of pre-arrest
bail to the petitioner in FIR No.303 dated 24.11.2024 (P-1), under Sections
305 and 317(2) read with Section 3(5) of Bharatiya Nyaya Sanhita, 2023 (for
short 'BNS'), registered at Police Station B.P.T.P, District Faridabad.

2. Allegations are that petitioner along with co-accused in
furtherance of their common intention committed theft of iron plates etc.
from the premises of *de facto* complainant.

3. Learned State counsel acknowledges that petitioner was granted
interim bail by this Court, vide order dated 24.01.2025 and in pursuance
thereof, he has already joined the investigation; hence, his custodial
interrogation is not required.

4. Heard learned State counsel and perused the paper-book.

5. It transpires that petitioner was granted interim bail by this
Court, vide order dated 24.01.2025 and the order reads as under:-

*“Contends, inter alia, that petitioner has
been nominated on the basis of disclosure made by co-*



CRM-M-4185-2025

2

accused, namely, Afzal Hussain and he is ready to join the investigation.

Notice of motion.

At this stage, Mr. Kiran Pal Singh, learned AAG, Haryana accepts notice on behalf of respondent; seeks time to have instructions and/or to file response in the matter.

Posted for 11.03.2025.

In the meanwhile, petitioner shall join investigation before the Investigating Officer, but he be not arrested till the next date of hearing.”

6. It is duly acknowledged by learned State Counsel that in pursuance of the aforesaid order, petitioner has joined investigation and his custodial interrogation is not required.

7. In view of the above, there is no justification to deny the concession of pre-arrest bail to the petitioner. Consequently, present petition is allowed; interim order dated 24.01.2025 is made absolute subject to the conditions as envisaged under Section 482(2) of BNSS.

8. It is also made clear that petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

9. The above observations be not construed as an expression of opinion on merits of the case; rather confined only to decide the bail matter.

10. It is also clarified that in case of any recurrence on the part of petitioner, State would be at liberty to move an appropriate application for recalling of this order.

Pending application(s), if any, shall also stand disposed off.

11.03.2025

Rajeev (rvs)

(MAHABIR SINGH SINDHU)

JUDGE

Whether speaking/reasoned

Yes

Whether reportable

No