

CRM-M-26111-2025

1

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

210

CRM-M-26111-2025
Decided on: 27.11.2025

Charanjit Singh

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. K.S. Dhanora, Advocate for the petitioner.
Mr. Vinay Malhotra, DAG Punjab

None for respondent No. 2

SANJAY VASHISTH, J. (ORAL)

1. Prayer in this petition, filed under Section 482 of the BNSS, 2023 (earlier Section 438 Cr.P.C.), is for grant of anticipatory bail to the petitioner, who has been booked in a criminal case arising out of FIR No.92 dated 23.04.2025, under Sections 316(2), 318(4) and 61(2) of BNS at PS Balongi, District SAS Nagar.

2. On 14.05.2025, following order was passed:

“(i) Prayer in this petition, filed under Section 482 of the BNSS, 2023 (earlier Section 438 Cr.P.C.), is for grant of anticipatory bail to the petitioner, who has been booked in a criminal case arising out of First Information Report, as detailed hereunder:

Name of Petitioner(s)	FIR No.	Date	Section(s)	Police Station	District
Charanjit Singh aged about 56 years	92	23.04.2025	316(2), 318(4) and 61(2) of BNS	Balongi	SAS Nagar

(ii) Learned counsel for the petitioner, inter alia, contends that petitioner is 56 years of age and has been serving as the sole Lambardar of Village Daun, Tehsil and District Mohali, for several years. It is submitted that had there been



any element of criminality associated with the petitioner, similar allegations or criminal proceedings would likely have arisen against him in the past.

Present dispute pertains to a piece of land, measuring 2 marlas, which, as per the revenue records (Jamabandi), stands in the name of Sahib Tikka, Jagtar Singh, Samadh Sahib Baba Jawahar Singh, and Samadh Mata Sharanjit Kaur. As per the allegations in the FIR, this land was allegedly sold illegally by co-accused Darshan Singh to another accused, Rakesh Kumar, for a sale consideration of Rs.12 lakhs.

The only role attributed to the petitioner is that, in his capacity as Lambardar of Village Daun, he identified Darshan Singh, the alleged seller, who belongs to the said village.

It is further submitted that there is no allegation in the FIR to suggest that the petitioner derived any monetary or other benefit from the said transaction. Even if the allegations are accepted at face value, the petitioner's role is confined only to the identification of a person from his own village, and he had no involvement in the actual transaction or in verifying the title of the land. It is also submitted that the core issue appears to be a civil dispute regarding ownership of the land.

(iii) Counsel for the petitioner further submits that the custodial interrogation of the petitioner is not necessary, particularly when the prosecution case rests entirely on documentary evidence. The petitioner is ready and willing to join the investigation and cooperate with the authorities. Accordingly, he prays for the grant of anticipatory bail in the present case.

(iv) Notice of motion.

(v) On advance notice, Mr. Neeraj Madaan, Sr. DAG, Punjab, 5. puts in appearance on behalf of the respondent State, and seeks some time to file status report in the matter.

(vi) Adjourned to 31.07.2025.

(vii) In the meanwhile, the petitioner is directed to join the investigation as and when required to do so by the Investigating Agency. In the event of his arrest, the petitioner shall be released on ad-interim bail, subject to his furnishing bail bonds to the satisfaction of the Arresting Officer. The petitioner shall also be abide by all the conditions laid down under Section 482(2) of BNSS, 2023 (earlier Section 438(2) Cr.P.C.).

(viii) Besides, it is directed that petitioner would hand over his passport to the Investigating Agency or to Court concerned, if he possesses. Otherwise, would submit an affidavit, disclosing the fact that he does not possess any passport.

It is also directed that before leaving Country any time during trial, petitioner would seek prior permission of the Court. ”



CRM-M-26111-2025

3

3. Continuing his submissions, learned counsel for the petitioner contends that in compliance to the order dated 14.05.2025 passed by this Court, petitioner has joined the investigation on 16.05.2025.

4. Learned State counsel on instructions, confirms the said averment made by counsel for the petitioner of joining the investigation on 16.05.2025 by the petitioner, and submits that as of now, custodial interrogation of the petitioner is not required for the purpose of investigation.

5. Heard learned counsel for the parties.

6. Since, petitioner has already joined the investigation and custodial interrogation is no more required; ad-interim bail order dated 14.05.2025 passed by this Court is hereby made absolute. Accordingly, present petition is allowed.

7. The petitioner shall continue to join the investigation as and when required to do so and abide by all the terms and conditions laid down under Section 482(2) of BNSS, 2023.

8. However, present order would be subject to the submission of his passport to the Investigating Agency or to Court concerned, if he possesses, within a period of one week from today. Otherwise, he/she would submit an affidavit, disclosing the fact that he does not possess any part.

It is clarified that in case, aforesaid condition is not complied with, this order would be considered as *non est* automatically.

(SANJAY VASHISTH)
JUDGE

27.11.2025

reena

Whether Speaking/Reasoned:
Whether Reportable:

YES/NO
~~YES/NO~~