



CRM-M-27247-2025

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

208

CRM-M-27247-2025
Decided on: 02.12.2025

Vijaypal Singh
.....Petitioner

Versus

State of Punjab
.....Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Ms. Shivani, Advocate for
Mr. Amit Arora, Advocate
for the petitioner.
Mr. Vinay Malhotra, DAG Punjab

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.33 dated 17.03.2025, under Section 21(b) of NDPS Act (Section 29 of NDPS Act added later on) at PS Jhabal, District Tarn Taran.
2. On 19.05.2025, 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
Vijaypal Singh, aged about 24 years	33	17.03.2025	21(b) of NDPS Act (Section 29	Jhabal	Tarn Taran



			of NDPS Act added later on)		
--	--	--	-----------------------------------	--	--

- (ii) *Learned counsel for the petitioner, inter alia, contends that following the recovery of 32 grams of heroin from the main accused, Baljinder Singh, prosecution recorded a disclosure statement, wherein a narrative was projected implicating the petitioner and his co-accused, Satnam Singh, as two individuals, who allegedly supplied the contraband, recovered from Baljinder Singh. It is on the basis of this disclosure statement alone that an offence under Section 29 of the NDPS Act was subsequently added against the petitioner.*
- (iii) *He further submits that, apart from the said disclosure statement no other incriminating or corroborative evidence is available with the prosecution to substantiate the allegations against the petitioner. Even, there is no independent material connecting the petitioner to the offence. In view of the absence of such evidence, counsel prays for grant of concession of anticipatory bail to the petitioner in the present case.*
- (iv) *Notice of motion.*
- (v) *On advance notice, Mr. Neeraj Madaan, Sr. DAG, Punjab, puts in appearance on behalf of the respondent – State, and submits that petitioner is an accused in two other cases registered under NDPS Act.*
- (vi) *Adjourned to 05.08.2025.*
- (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.

3. Learned counsel for the petitioner contends that in compliance to the order dated 19.05.2025 passed by this Court, the petitioner has joined the investigation on 04.08.2025.
4. Learned State counsel on instructions, confirms the said averment



CRM-M-27247-2025

made by counsel for the petitioner of joining the investigation on 04.08.2025 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 19.05.2025 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 would submit an affidavit, disclosing the fact that he does not possess any passport.

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

(SANJAY VASHISTH)
JUDGE

02.12.2025

reena

Whether Speaking/Reasoned:
Whether Reportable:

~~YES/NO~~
~~YES/NO~~