



CRM-M-33863-2025

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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Decided on : 23.09.2025

ARSHDEEP SINGH ALIAS ARSHU . . . PETITIONER

VS.

STATE OF PUNJAB . . . RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

PRESENT: Mr. P.K.S. Phoolka, Advocate
for the petitioner.

Mr. Manjinder Singh Bhullar, 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 First Information Report, as detailed here-under:-

Name of Petitioner (s)	FIR No.	Date	Section(s)	Police Station	District
Arshdeep Singh @ Arshu aged about 20 years	145	14.06.2025	21(b)/29 of NDPS Act	Canal Colony	Bathinda

2. On 03.07.2025, following order was passed:-

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“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 First Information Report, as detailed hereunder:-

<i>Name & age of Petitioner (s)</i>	<i>FIR No.</i>	<i>Date</i>	<i>Section(s)</i>	<i>Police Station</i>	<i>District</i>
<i>Arshdeep Singh @ Arshu, aged about 20 years</i>	<i>145</i>	<i>14.06.2025</i>	<i>21(b)/29 of NDPS Act</i>	<i>Canal Colony</i>	<i>Bathinda</i>

2. Learned counsel for the petitioner contends that recovery of 20 grams of heroin was made from the co-accused, namely Mangtu alias Jogi. It is submitted that after arrest of Mangtu alias Jogi, prosecution recorded his disclosure statement, on the basis of which petitioner has been implicated as an accused in the present case.

3. It is further argued that apart from the said disclosure statement, there is no other incriminating evidence available against the petitioner. Moreover, petitioner is ready to join the investigation and to fully cooperate, if protected from arrest by this Court. Thus, prays for grant of concession of anticipatory bail to the petitioner in the present case.

4. Notice of motion.

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



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6. *Adjourned to 23.09.2025.*

7. *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.).*

8. *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. Continuing his submissions, learned counsel for the petitioner contends that in compliance of the order dated 03.07.2025, passed by this Court, petitioner has joined the investigation, and has fully co-operated. Therefore, he prays for confirmation of the said interim anticipatory bail order.

4. Learned State counsel on instructions, confirms the said averment made by learned counsel for the petitioner of joining the investigation on 29.08.2025, 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.



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6. Since, petitioner has already joined the investigation and custodial interrogation is no more required; ad-interim bail order dated 03.07.2025, passed by this Court is hereby made absolute. Accordingly, present petition is allowed.

However, 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.

7. **Accordingly, petition stands disposed of.**

**(SANJAY VASHISTH)
JUDGE**

September 23, 2025
Poonam Sharma

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No