

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

220

CRM-M-39858-2025 (O&M)
Date of decision: 03.11.2025

Ram

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Mohan Singh Chauhan, Advocate
for the petitioner.

Mr. Kanwar Sanjiv Kumar, AAG, Haryana.

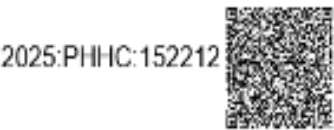
SANJAY VASHISTH, J.

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:-

Name of Petitioner (s)	FIR No.	Date	Section(s)	Police Station	District
Ram, aged 31 years	227	10.07.2025	21/29 of NDPS Act	Ambala Cantt.	Ambala

2. On 28.07.2025, this Court passed the following order :-

“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 of Petitioner (s)</i>	<i>FIR No.</i>	<i>Date</i>	<i>Section(s)</i>	<i>Police Station</i>	<i>District</i>
<i>Ram, aged 31 years</i>	<i>227</i>	<i>10.07.2025</i>	<i>21/29 of NDPS Act</i>	<i>Ambala Cantt.</i>	<i>Ambala</i>

2. *Learned counsel for the petitioner, inter alia, contends that in the present case, recovery of 18 grams of heroin/chitta has been made from the main accused, namely Naveen. It is solely on the basis of disclosure statement of the said accused that petitioner's name has been implicated, with the allegation that recovered contraband was supplied by him.*
3. *Further submits that apart from the said disclosure statement. there is no other material or evidence linking the petitioner to the alleged offence. It is also argued that petitioner is already known to the police officials due to a previous case registered under the NDPS Act, and he has been falsely implicated in the present case on that account. 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. Kanwar Sanjiv Kumar, AAG, Haryana, appears on behalf of the respondent-State and submits that disclosure statement of the accused Naveen was recorded on the day following his arrest. He further submits that, as of now, no financial transaction has been found between petitioner and the arrested accused, Naveen. Additionally, mobile phone of the said accused has already been sent to the Forensic Science Laboratory (FSL) for examination. Therefore, investigation is still ongoing, including the aspect concerning the petitioner's alleged involvement in the present case.*

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6. *Adjourned to 03.11.2025.*

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 28.07.2025, 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 from SI Masnoj Kumar, confirms the said averment made by learned counsel for the petitioner of joining the investigation on 11.09.2025, 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

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custodial interrogation is no more required; ad-interim bail order dated 28.07.2025, 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.**

03.11.2025

Satyawan

(SANJAY VASHISTH)
JUDGE

Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No