



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

222

CRM-M-45153-2025 (O&M)
Date of decision: 03.11.2025

Ajmer Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr.Rishu Garg, Advocate
for the petitioner.

Mr. Vinay Malhotra, DAG, Punjab.

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 here-under:-

Name of Petitioner (s)	FIR No.	Date	Section(s)	Police Station	District
Ajmer Singh	120	04.04.2025	15, 25, 61/85 (Section 29 added later on) of NDPS Act	City Barnala	Barnala

2. On receipt of secret information against Nirmal Singh @ Nimma, Beant Singh @ Bunty and Jagsir Singh @ Seera, aforementioned FIR was registered and thereupon from the Trolla driven by them bearing registration No. PB-03AP-9054, 75 plastic bags, each bag containing poppy husk weighing 20 Kgs., 1500 kilograms in total were recovered.

2025.PHHC.152148



3. During investigation, three other accused namely Inderjeet Singh, Gurpreet Singh and Harjinder Singh were nominated as accused involved in the present case with the allegation that the contraband recovered from the Trolla was in fact supplied by said three accused and therefore Section 29 of the NDPS Act was also added. After arrest of Inderjeet Singh, during investigation he suffered disclosure statement and got recovered 6 Kg. of poppy husk from the disclosed place by him. In his disclosure statement, he also named the petitioner as supplier of the recovered contraband i.e. 6 Kg. of the poppy husk from him.

4. Counsel contends that merely on the basis off the disclosure statement, it cannot be assumed that there is direct involvement of the petitioner. Moreover, it is also a well known precedent as laid down by the Hon'ble Apex Court that it would be very hard for the prosecution to succeed merely on the basis of disclosure statement which in fact is inadmissible as per law. Apart from the disclosure statement of alleged co-accused Inderjeet Singh, there is no other connected evidence with the prosecution.

5. Further in compliance with the directions issued by Coordinate Bench of this Court vide order dated 20.08.2025 and 01.09.2025, the petitioner has already joined investigation and fully cooperated with it. Nothing substantial has been recovered from his possession. Thus, prays for allowing of the instant anticipatory bail by confirming the interim bail order.

6. On the other hand, learned State counsel has filed the status report dated 01.11.2025 and does not dispute the factum of joining of

2025.PHHC.152148



investigation, as stated by the petitioner and in that regard counsel refers para 10 of the status report, which is also taken on record.

- 7. Heard learned counsel for the parties.
- 8. In view of the stand taken by the respective counsel, having been recorded here above and the petitioner has joined the investigation, this Court do not find any substantial reason for subjecting the petitioner to interrogation & ad-interim bail order dated 20.08.2025, 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.

- 9. **Accordingly, petition stands disposed of.**

03.11.2025

Satyawan

(SANJAY VASHISTH)
JUDGE

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