

CRM-M-48914-2025

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-48914-2025
Decided on: 26.11.2025

Jaswinder Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Vishal Sharma (Vasudeva), Advocate
for the petitioner.

Mr. Bareen Pratap Singh, AAG 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.129 dated 19.08.2025, under Section 15 of NDPS Act, 1985 at PS Garhshankar, District Hoshiarpur.
2. On 02.09.2025, 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:

<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>Jaswinder Singh/45 years</i>	<i>129</i>	<i>19.08.2025</i>	<i>15 of NDPS Act, 1985</i>	<i>Garhshankar</i>	<i>Hoshiarpur</i>

(ii) Learned counsel for the petitioner, inter alia, contends that on the basis of secret information, a raid was conducted at the house of co accused Pardeep Singh, from where 66.940 kg of poppy husk was recovered. It is further contended that the petitioner’s name has been mentioned only in the said secret information,



but except for such reference, there is no substantive evidence against him. Moreover, the recovery has already been effected and the petitioner is ready and willing to join the investigation.

Thus, prays for grant of concession of anticipatory bail to the petitioner in the present case.

(iii) Notice of motion.

(iv) On advance notice, Mr. Neeraj Madaan, learned Senior DAG, Punjab, puts in appearance on behalf of the respondent–State, and seeks some time to respond to the submissions addressed by learned counsel opposite, after seeking instructions.

(v) Adjourned to 26.11.2025.

(vi) 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.

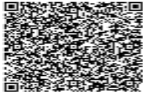
(vii) Besides, it is directed that petitioner would hand over his passport to the Investigating Agency or to Court concerned, if he possesses. Otherwise, would submit an affidavit, disclosing the fact that he does not possess any passport. ”

3. Continuing his submissions, learned counsel for the petitioner contends that in compliance to the order dated 02.09.2025 passed by this Court, petitioner has joined the investigation on 07.09.2025.

4. Learned State counsel on instructions, confirms the said averment made by counsel for the petitioner of joining the investigation on 07.09.2025 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 custodial interrogation is no more required; ad-interim bail order dated 02.09.2025 passed by this Court is hereby made absolute. Accordingly, present petition is allowed.



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.

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

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

(SANJAY VASHISTH)
JUDGE

26.11.2025
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Whether Speaking/Reasoned:	YES/ NO
Whether Reportable:	YES /NO