



CRM-M-51003-2025

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-51003-2025
Decided on: 02.12.2025

Balvinder Singh
.....Petitioner

Versus

State of Haryana
.....Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Jagjit S. Gill, Advocate
for the petitioner.
Mr. Pawan Kumar Jhanda, Sr. DAG Haryana

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.348 dated 10.07.2025, under Section 15-B/61/85 of NDPS Act at PS Rania, District Sirsa.

2. On 11.09.2025, 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:

Name of Petitioner(s)	FIR No.	Date	Section(s)	Police Station	District
Balvinder Singh, aged about 37 years	348	10.07.2025	15-B/61/85 of NDPS Act	Rania	Sirsa

(ii) Learned counsel for the petitioner, inter alia, contends that petitioner has been falsely implicated in the present case. It is submitted that from one co-



accused, namely Pinderpal @ Pinder, recovery of 8 kilograms and 380 grams of doda post was allegedly made, and it is solely on the basis of his disclosure statement that name of the petitioner has surfaced in the present FIR. Apart from the said disclosure statement, there is no other material or evidence on record that connects the petitioner with the alleged offence.

(iii) To substantiate the claim of false implication, learned counsel for the petitioner further submits that petitioner was already in police custody in another case, i.e., FIR No.347 dated 10.07.2025, registered under Section 15(b) of the NDPS Act at Police Station Rania, District Sirsa at 15:15 hours. While the petitioner was in custody in that case, present FIR, i.e., FIR No. 348 dated 10.07.2025, was also registered at the same police station. It is argued that present case has been fastened upon the petitioner only to project him as a habitual offender, thereby defeating his right to bail.

(iv) It is also submitted that in the present case, apart from being named in the disclosure statement of co-accused Pinderpal @ Pinder, petitioner has never been shown as arrested, till date. Therefore, in the absence of any direct or corroborative evidence linking the petitioner with the recovery or the alleged offence, counsel prays for grant of anticipatory bail to the petitioner in the present case.

(v) Notice of motion.

(vi) On advance notice, Mr. Kanwar Sanjiv Kumar, AAG, Haryana, puts in appearance on behalf of the respondent – State, and seeks some time to file status report in the matter.

(vii) Adjourned to 02.12.2025.

((viii) 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.).

(ix) 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



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order dated 11.09.2025 passed by this Court, the petitioner has joined the investigation on 19.11.2025.

4. Learned State counsel on instructions, confirms the said averment made by counsel for the petitioner of joining the investigation on 19.11.2025 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 11.09.2025 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

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Whether Speaking/Reasoned:
Whether Reportable:

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