



206

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH****CRM-M-53442-2025****Date of Decision: 28.11.2025**

Dharambir

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MS. JUSTICE AARADHNA SAWHNEY**Present:** Mr. Som Nath Saini, Advocate, for the petitioner.

Mr. Vishal Singh, AAG, Haryana.

AARADHNA SAWHNEY, J. (ORAL)

1. By virtue of the present petition under Section 482 BNSS, petitioner, who is co-accused in case bearing FIR No.130 dated 03.06.2025 registered under Sections 20(b)(ii)(B), 29 of the NDPS Act, 1985 at Police Station Gulha, District Kaithal, has prayed for grant of pre-arrest bail.

2. On 22.09.2025, following order was passed by this Court:-

“Petitioner, an accused in case FIR No.130 dated 03.06.2025, registered against him, for commission of offences punishable under Sections 20(b)(ii)(B), 29 of NDPS Act at Police Station Gulha, District Kaithal, has prayed for grant of pre-arrest bail.

Learned counsel submits that petitioner has been falsely implicated on the basis of disclosure statements of co-accused Ahmad Khan and Sanjay, who were allegedly caught at the site keeping in their illegal possession 1kg and 0.45 grams of Ganja (‘Intermediate Quantity’). Learned counsel further submits that said disclosure statement, in the absence of recovery of any other incriminating material, is not admissible in evidence. Learned counsel further submits that petitioner is willing to join the investigation as and when called for by the IO.

Notice of motion.

Ms. Shweta Nahata, DAG, Haryana, accepts notice on behalf of

respondent-State and seeks time to file detailed status report.

Adjourned to 15.10.2025.

Needful be done well before the date fixed with an advance copy to the counsel opposite.

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.).”

3. Status report dated 14.10.2025 by way of affidavit of Mr. Kuldeep Singh, HPS, Deputy Superintendent of Police, Gulha, has been filed. The same is taken on record. Learned State counsel, on instructions from ASI, Naib Singh states that the petitioner has joined the investigation and is not needed for any further investigation.
4. Keeping in view the fact that petitioner has joined the investigation, interim bail granted vide order dated 22.09.2025 is hereby confirmed, subject to conditions as envisaged under Section 482(2) BNSS. Further the petitioner is directed to join investigation as and when required in future by way of written notice for such purpose to be served by Investigating Officer of this case upon the petitioner; he will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.
5. The petition stands allowed.
6. Pending application, if any, also stands disposed of.

28.11.2025
Parveen kumar

(AARADHNA SAWHNEY)
JUDGE

Whether speaking/reasoned :Yes/No
Whether reportable :Yes/No