

CRM-M-55831-2025

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IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

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CRM-M-55831-2025  
Decided on: 27.11.2025

Sagar

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Daljeet Singh Randhawa, Advocate for  
Mr. A.S. Manaise, Advocate  
for the petitioner.  
Mr. Vinay Malhotra, DAG Punjab

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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.225 dated 19.12.2024, under Sections 21 and 29 of NDPS Act at PS Division No. 8, Jalandhar.

2. On 01.10.2025, 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<br/>Petitioner(s)</i> | <i>FIR<br/>No.</i> | <i>Date</i> | <i>Section(s)</i>        | <i>Police<br/>Station</i> | <i>District</i> |
|----------------------------------|--------------------|-------------|--------------------------|---------------------------|-----------------|
| Sagar                            | 225                | 19.12.2024  | 21 and 29 of<br>NDPS Act | Division<br>No. 8         | Jalandhar       |

(ii) *As per the case of prosecution, 100 grams of heroin was recovered from co-accused, namely Karan @ Kanna, who made a disclosure statement naming*



*the petitioner, Sagar, along with Rohit, Shelly, and Prem, alleging their involvement in narcotics dealings.*

*When accused Prem was arrested, 150 grams of heroin was recovered from him, and he also nominated one Jobanpreet, although nothing has been recovered from Jobanpreet. Another accused, Rohit, was arrested, and 700 grams of heroin was recovered from his possession.*

*(iii) Learned counsel for the petitioner argues that petitioner-Sagar, has been implicated solely because the main accused, Karan @ Kanna, is his aunt's son (massi's son), although there is no previous instance of petitioner being involved in any NDPS Act case. Counsel further explains that within a period of two days, petitioner has been implicated in two NDPS cases based only on disclosure statements.*

*(iv) Counsel submits that if the petitioner, a young man of 24 years, is incarcerated solely on the basis of these disclosure statements, it could ruin his entire career. Therefore, until the allegations are proven beyond doubt, petitioner should be granted anticipatory bail and given a chance to rehabilitate himself and lead a normal life. Accordingly, counsel prays for the grant of anticipatory bail.*

*(v) Notice of motion.*

*(vi) On advance notice, Mr. Neeraj Madaan, Sr. DAG, Punjab puts in appearance on behalf of the respondent–State.*

*(vii) Adjourned to 27.11.2025.*

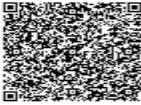
*(viii) In the meanwhile, the petitioner is directed to join the investigation as and when required to do so by the Investigating Agency. In the event of his arrest, the petitioner shall be released on interim bail, subject to his furnishing bail bonds to the satisfaction of the Arresting Officer. The 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. Continuing his submissions, learned counsel for the petitioner contends that in compliance to the order dated 01.10.2025 passed by this Court, petitioner has joined the investigation on 24.10.2025.

4. Learned State counsel on instructions, confirms the said averment



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made by counsel for the petitioner of joining the investigation on 24.10.2025 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 01.10.2025 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/she would submit an affidavit, disclosing the fact that he does not possess any part.

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

(SANJAY VASHISTH)  
JUDGE

27.11.2025  
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Whether Speaking/Reasoned: YES/~~NO~~

Whether Reportable: ~~YES~~/NO