IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

2025:PHHC:149946

(101) **CRM-M-56285-2025**
Decided on : 31.10.2025

Yudhvir Singh @ Yodha @ Yudhveer Singh

……Petitioner(s)

Versus

State of Punjab ……Respondent(s)

CORAM : HON'BLE MR.JUSTICE SUMEET GOEL

Present: Mr. P.S. Sekhon, Senior Advocate with
Mr. L.S. Sekhon, Advocate for the petitioner (s).

Mr. Amit Kumar Goyal, Addl. AG, Punjab

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Sumeet Goel (Oral):

1. Apprehending his arrest in FIR No.97 dated 25.07.2024 registered for offences punishable under Sections 21, 22, 29 of NDPS Act, 1985 and Sections 111, 111(2), 111(3), 111(4) of BNS 2023 and Sections 25(6), 25(7), 25(8) of the Arms Act, at Police Station Kot Isse Khan, District Moga; the petitioner has preferred this petition under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking pre-arrest bail.

2. On 03.10.2025, the following order was passed:

> *"Apprehending his arrest in FIR No.97 dated 25.07.2024 registered for offences punishable under Sections 21, 22, 29 of NDPS Act, 1985 and Sections 111, 111(2), 111(3), 111(4) of BNS 2023 and Sections 25(6), 25(7), 25(8) of the Arms Act, at*

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Police Station Kot Isse Khan, District Moga; the petitioner has preferred this petition under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking pre-arrest bail.

Counsel for the petitioner, inter alia, contends that the petitioner is sought to be implicated into the FIR in question solely on the basis of a disclosure statement made by co-accused from whom the contraband in question has been allegedly recovered & the petitioner is willing to join investigation and cooperate therein. In order to buttress his arguments, learned counsel for the petitioner has relied upon the dicta of the judgments of the Hon'ble Supreme Court in ***'Vijay Singh versus The State of Haryana'*** *bearing* ***Special Leave to Appeal (Crl.) No(s).1266/2023****,* ***'State by (NCB) Bengaluru vs. Pallulabid Ahmad Arimutta & Anr' 2022(1) RCR (Criminal) 762, 'Tofan Singh vs. State of Tamil Nadu, AIR 2020 Supreme Court 5592, 'Smt. Najmunisha, Abdul Hamid Chandmiya @ Ladoo Bapu vs. State of Gujrat, Narcotics Control Bureau' 2024 INSC 29*** *and* ***'Jugraj Singh Vs. State of Punjab'*** *bearing* ***Special Leave to Appeal (Crl.)No.9190/2025****.*

Notice of motion.

On the strength of advance notice; Mr. Baljinder Singh Sra, Addl. AG, Punjab has entered appearance on behalf of the respondent-State of Punjab.

Adjourned to 28.10.2025.

To be taken up in the urgent cause list.

State is directed to file reply.

The petitioner is directed to appear before the Investigating Officer on 08.10.2025 at 11:00 A.M. in concerned Police Station and join investigation. In the event of arrest, the petitioner shall be released on interim bail subject to his furnishing personal/surety bond(s) to the satisfaction of the Arresting Officer/Investigating Officer. As and when further called by Investigating Officer, the petitioner shall join the investigation. He shall abide by the condition(s) enumerated under Section 482(2) of Bharatiya Nagarik Suraksha Sanhita, 2023."

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3. Learned State counsel (on instructions) has submitted that the petitioner has joined investigation and he is not required for further custodial interrogation.

4. Keeping in view the factual milieu of the case in hand, especially the factum of the petitioner having joined investigation and he being arrayed as an accused on the basis of disclosure statement, this Court is inclined to confirm the order dated 03.10.2025, in light of the dicta of the judgment passed by this Court in ***CRM-M-54032-2024 'Ashu Vs. State of Punjab'*** and recent judgment of the Hon'ble Supreme Court passed in ***'Jugraj Singh Vs. State of Punjab'*** bearing ***Special Leave to Appeal (Crl.) No.9190/2025***.

5. Accordingly, the petition is allowed and the order dated 03.10.2025 granting anticipatory bail to the petitioner is hereby made absolute, subject to the conditions as enumerated under Section 482(2) of BNSS.

6. This order should not be treated as "blanket" order. It will not be read granting petitioner indefinite protection from arrest. It shall be confined to the FIR mentioned *ibid* and will not operate in respect of any other incident that involves commission of an offence.

7. Liberty is reserved in favour of State/complainant to move for cancellation/recall of this order in case the petitioner violates any condition stipulated under Section 482(2) of BNSS or upon showing any other sufficient cause.

8. Needless to say that anything observed herein above shall not be construed to be an opinion on the merits of the case.

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9. Pending application(s), if any, shall also stand disposed off.

(SUMEET GOEL)
JUDGE

31.10.2025
Naveen

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

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