

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

2025:PHHC:159758



(208)

CRM-M-57254-2025

Gurpreet Singh and anotherPetitioner(s)
Versus
State of PunjabRespondent(s)

Decided on : 18.11.2025
Date of uploading: 18.11.2025

CORAM : HON'BLE MR.JUSTICE SUMEET GOEL

Present: Mr. Navkesh Singh, Advocate for the petitioner (s).
Mr. Jaypreet Singh, DAG, Punjab.

Sumeet Goel (Oral):

1. Apprehending their arrest in FIR No.259 dated 17.09.2025 registered for offences punishable under Section 21 of the Mines and Mineral (Regulation of Development) Act 1957 and Section 303(2) of BNS 2023, at Police Station Sahnewal, District Ludhiana; the petitioners have preferred this petition under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking pre-arrest bail.

2. On 14.10.2025, the following order was passed:

“Apprehending their arrest in FIR No.259 dated 17.09.2025 registered for offences punishable under Section 21 of the Mines and Mineral (Regulation of Development) Act 1957 and Section 303(2) of BNS 2023, at Police Station Sahnewal, District Ludhiana; the petitioners have preferred this petition under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking pre-arrest bail.

Counsel for the petitioners, inter alia, contends that in de-facto the complainant-Gurpreet Singh son of Harjant Singh has got the petitioners falsely implicated into the FIR in question as there is litigation earlier pending between them, no effective recovery is to be made from the petitioners, the petitioners are men of clean antecedents & the petitioners are willing to join investigation and cooperate therein.

Notice of motion.

On the strength of advance notice; Mr. Gurpartap S. Bhullar, AAG, Punjab has entered appearance on behalf of the respondent-State of Punjab.

Adjourned to 18.11.2025.

The petitioners are directed to appear before the Investigating Officer on 18.10.2025 at 11:00 A.M. in concerned Police Station and join investigation. In the event of arrest, the petitioners shall be released on interim bail subject to furnishing personal/surety bond(s) to the satisfaction of the Arresting Officer/Investigating Officer. As and when further called by Investigating Officer, the petitioners shall join the investigation. They shall abide by the condition(s) enumerated under Section 482(2) of Bharatiya Nagarik Suraksha Sanhita, 2023.”

3. Learned State counsel (on instructions) has submitted that the petitioners have joined investigation but their custodial interrogation is required for effecting the recovery of one JCB Machine and Tipper in question.

4. Having heard learned counsel for the rival parties and upon perusal of the record; especially keeping in view the factum of the petitioners having joined investigation & cooperated therein and their custodial interrogation being sought only for recovery of one JCB Machine and Tipper in question; this Court is inclined to confirm the order dated 14.10.2025.

5. Accordingly, the petition is allowed and the order dated 14.10.2025 granting anticipatory bail to the petitioners 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 petitioners 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 petitioners violate 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.

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

November 18, 2025
Naveen

(SUMEET GOEL)
JUDGE

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