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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-59954-2025

Date of Decision: 15.12.2025

MOHAMMAD IRFAN @ MOHD. IRFAN

..... Petitioner

Versus

STATE OF HARYANA

..... Respondent

CORAM: HON'BLE MR. JUSTICE YASHVIR SINGH RATHOR

Present : Mr. Vishal Bishnoi, Advocate
for the petitioner.

Ms. Jasmine Gill, AAG, Haryana.

YASHVIR SINGH RATHOR, J. (Oral)

1. Prayer in this petition under Section 482 of Bhartiya Nagarik Suraksha Sanhita, 2023 is for grant of anticipatory bail in case FIR No.325, dated 20.09.2024, under Section 303 of BNS, 2023 but during investigation Section 303 of BNS, 2023 has been deleted and Section 303(2) of BNS, 2023 has been added and is registered at Police Station Bhuna, District Fatehabad

2. On 28.10.2025, the following order was passed:-

“1. Prayer in this petition under Section 482 of BNSS, 2023 is for grant of anticipatory bail in case FIR No.325, dated 20.09.2024, under Section 303 of BNS, 2023 but during investigation Section 303 of BNS, 2023 has been deleted and Section 303(2) of BNS, 2023 has been added and is registered at Police City Bhuna, District Fatehabad.

2. Notice of motion.

3. Ms. Vasundhara Dalal Anand, Sr. DAG, Haryana



accepts notice on behalf of the respondent-State. The parties have been heard and material on file has been perused.

4. *The present case was registered on the basis of statement given to the police by Rajinder Singh Sarpanch, resident of village Dhani Sanchla with the allegations that on 15.09.2024, the bull of his village as well as that of village Dhani Bhojraj have been stolen and he sought action against the thieves. During investigation, co-accused Gufran was arrested and he suffered disclosure statement to the effect that the bulls have been sold away and he got recovered a sum of Rs.20,000/-. He also nominated present petitioner as one of the accomplice, who was involved with him in committing the theft.*

5. *Learned counsel for the petitioner contended that name of petitioner has cropped up in the disclosure statement of co-accused Gurfan, which is not admissible in evidence. Offence was committed by unknown persons. Even as per the disclosure statement of co-accused Gurfan, bulls have been sold away. Nothing is to be recovered from the possession of the petitioner. Learned counsel next contended that petitioner is ready to join the investigation and to abide by the conditions that may be imposed by the Court and benefit of anticipatory bail be extended in favour of the petitioner.*

6. *On the other hand, learned State counsel has opposed the bail and argued that petitioner does not deserve the concession of bail in view of the gravity of the offence.*

7. *Adjourned to 15.12.2025 for filing status report. Meanwhile, the petitioner is directed to join the investigation and in the event of his arrest, he shall be admitted to ad-interim bail on furnishing bail bonds to the satisfaction of the Arresting/Investigating Officer, subject to the following conditions as envisaged under Section 482(2) of the BNSS [erstwhile Section 438(2) Cr.P.C.]:-*

i) that the petitioner shall make himself available for



interrogation by a police officer as and when required;
ii) that the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him/her from disclosing such facts to the Court or to any police officer;
iii) that the petitioner shall not leave India without the prior permission of the Court;
iv) such other condition as may be imposed under sub-section (3) of Section 480, as if the bail were granted under that section.”

3. Today, on instructions from Investigating Officer, learned State counsel has informed this Court that the petitioner has joined the investigation, in compliance of the order dated 28.10.2025 and is no longer required for further investigation.
4. In view of the aforesaid, the order dated 28.10.2025, whereby the petitioner was granted interim anticipatory bail, is hereby made absolute. However, he shall continue to join investigation, if and so required by the Investigating Officer.
5. Disposed of.
6. Pending misc application (s), if any, shall also stand disposed of.

(YASHVIR SINGH RATHOR)
JUDGE

15.12.2025
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Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No