



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

209

CRM-M-60271-2025 (O & M)

Date of decision: 08.12.2025

ASHIK HUSSAIN ALIAS ASHIK KHAN

....Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Ms. Bindu Bala, Advocate for
Mr. Vishal Munjal, Advocate, for the petitioner.

Mr. Manipal Singh Atwal, DAG, Punjab.

AMAN CHAUDHARY, J. (ORAL)

1. The present petition has been filed under Section 482 BNSS, 2023 for grant of anticipatory bail to the petitioner in case FIR No.152 dated 02.09.2025, registered at Police Station Division No.2, Pathankot, District Pathankot, under Sections 221, 132, 121(1) of BNS, 2023 and Sections 21(1), 4(1) (A) of the Mines and Minerals (Regulation of Development) Act, 1957.

2. On 30.10.2025, this Court had passed the following order:-

“Learned counsel contends that the petitioner is a resident of Himachal Pradesh while the complainant posted in Pathankot. He has been falsely implicated in the case as he has no concern with the incident. Neither he has been named in the FIR nor any overt act of beating attributed to him. Co-accused, similarly circumstanced namely Akbar alias Akbar Khan has already been granted interim anticipatory bail by this Court vide order dated 22.09.2025, Annexure P-2 while other co-accused vide order dated 29.09.2025, Annexure P-3. The petitioner is not involved in any other case. He is ready and willing to join the investigation as and when required by the investigating agency and will cooperate.

Notice of motion.

At the asking of the Court, Mr. Manipal Singh Atwal, DAG Punjab accepts notice on behalf of respondent-State.

Meanwhile, the petitioner is directed to join the investigation on or before 11.11.2025. In the event of his arrest, he shall be released on interim bail to the satisfaction of the Arresting Officer, subject to compliance of conditions as enshrined under Section 482 (2) BNSS.

However, it is clarified that if the petitioner does not join and cooperate with the Investigating Agency as required by the Arresting/Investigating Officer, this interim order shall be deemed to have been vacated.

Adjourned to 08.12.2025.”

3. Learned counsel submits that in pursuance of the aforementioned order, the petitioner has not only joined investigation but also fully cooperated with the investigating agency. He further submits that in case the investigating agency requires the petitioner to appear, he shall make himself available without demur.

4. Learned State counsel on instructions from ASI Ramesh Kumar affirms the factum of joining the investigation by the petitioner and cooperating with the investigating agency. He also submits that at this stage, the petitioner is not required for further custodial interrogation.

5. In view of the above and without expressing any opinion on the merits of the case, anticipatory bail petition filed by the petitioner is allowed and the order dated 30.10.2025 granting interim bail to him, is hereby made absolute, subject to compliance of conditions as specified under Section 482(2) of BNSS, 2023.

6. However, it is made clear that if the petitioner fails to join and cooperate with the investigating agency as and when required, the State would be at liberty to move an application for cancellation of the present anticipatory bail granted to him.

08.12.2025

parveen kumar

(AMAN CHAUDHARY)
JUDGE

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