



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

212

CRM-M-62038-2025
Date of decision: 08.12.2025

Amritpal Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. Akhil Sharma, Advocate for
Mr. Ramnish Puri, Advocate for the petitioner

Ms. Sakshi Bakshi, AAG, Punjab.

MANISHA BATRA, J (ORAL):-

Through the instant petition under Section 482 of the Bharatiya
Nagarik Suraksha Sanhita, 2023 (for short 'BNSS'), the petitioner seeks
anticipatory bail in case FIR No.68 dated 17.08.2025 registered under Sections
22 and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for
short 'NDPS Act') at Police Station Division-D, District Amritsar.

2. Vide order dated 06.11.2025 passed by this Court, the petitioner
was released on interim bail and was directed to join investigation.

3. Learned State counsel filed status report dated 06.12.2025. The
same is taken on record. She further, on instructions states that the petitioner
has joined the investigation on 10.11.2025. Learned State counsel further
submitted that the petitioner did not cooperate with the investigation and has
not disclosed the source of the contraband and, therefore, his custodial



interrogation is required. It is urged by her that the petition does not deserve to be allowed.

4. So far as the contention that the petitioner has not cooperated in the investigation is concerned, it may be stated that the behaviour attributed to the petitioner cannot be considered as an instance of non-cooperation, justifying denial for grant of pre-arrest bail since, an accused, while joining investigation, is not expected to make self-incriminating statement under the threat that the State may seek withdrawal of the interim protection granted to him. The purpose of joining investigation is to make oneself available to the Investigating Agency and to respond to lawful queries and not to satisfactorily divulge self-incriminating information.

5. In view of the fact that the petitioner has already joined the investigation and given the nature of allegations, this Court is of the opinion that pre-trial incarceration of the petitioner is not required. As such, without commenting on merits of case, this petition is allowed and the order dated 06.11.2025 granting interim bail to the petitioner is made absolute, subject to compliance of conditions laid down in Section 482(2) of BNSS.

5. Since the main petition has been disposed of, pending application, if any, is rendered infructuous.

[MANISHA BATRA]
JUDGE

08th December, 2025
Amit Sharma

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| 1. Whether speaking/ reasoned | : | Yes / No |
| 2. Whether reportable | : | Yes / No |