



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

103

CRM-M-63845-2025

Date of decision: 13th November, 2025

Raja @ Rajwinder Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. Rishu Mahajan, Advocate for the petitioner.

Ms. Ramta Chowdhary, Assistant Advocate General, Punjab.

MANISHA BATRA, J (ORAL):-

The present petition has been filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') by the petitioner seeking grant of anticipatory bail in case bearing FIR No. 154 dated 27.09.2025 registered under Section 61 of Excise Act, 1914 at Police Station Verowal, Tarn Taran.

2. As per the allegations on 27.09.2025, on receipt of a secret information, raid was conducted in the house of the petitioner and 63 plastic buckets containing 60 kg of *laahan* were recovered from the same. The petitioner had managed to flee. Investigation proceedings are still underway. Apprehending his arrest, the petitioner moved an application for grant of pre-arrest bail before the learned Sessions Judge, Tarn Taran, which was dismissed vide order dated 15.10.2025.

3. It is argued by learned counsel for the petitioner that he has



been falsely implicated in this case. No recovery is to be effected from him. His custodial interrogation is not required. He is ready to join the investigation. It is, therefore, urged that he deserves to be extended benefit of pre-arrest bail.

4. Notice of motion.

5. Learned State counsel has advance notice of the petition and is ready to argue the matter. It is submitted by him that no extra ordinary or sparing circumstance has even otherwise been made out for the purpose of extending benefit of bail to the petitioner in this case. For conducting thorough investigation in the matter, the custodial interrogation of the petitioner is required. Therefore, it is urged that the petition does not deserve to be allowed.

6. This Court has heard learned counsel for the parties at considerable length.

7. Illicit *lahan* was recovered from the house of the petitioner. He had managed to flee from the spot. For conducting proper and thorough investigation in the matter, the custodial interrogation of the petitioner is required. In case his custodial interrogation is denied to the Investigating Agency, that will leave many glaring loopholes and gaps thereby adversely affecting the investigation. The powers under Section 482 of BNSS are to be exercised in extraordinary and sparing circumstances. In the present case, no such exceptional circumstances warranting exercise of the powers for grant of anticipatory bail by this Court are existing. As such, this Court is of the considered opinion that the petition does not deserve to be allowed. Accordingly, the same is dismissed.



8. It is, however, clarified that the observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.
9. Since the main petition has been dismissed, pending application, if any, is rendered infructuous.

[MANISHA BATRA]
JUDGE

13th November, 2025
Parveen Sharma

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