



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

CRM-M-65622-2024

Date of decision: 10.02.2025

HARBHAJAN SINGH

....PETITIONER

Versus

STATE OF PUNJAB

....RESPONDENT

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Narender Singh Kamboj, Advocate
for the petitioner.

Mr. Ankit Grewal, DAG, Punjab.

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 482 of BNSS, 2023, petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under:

FIR No.	Dated	Sections	Police Station
28	24.03.2024	21, 29 of the NDPS Act	Mehna, District Moga.

2. Learned counsel for the petitioner submits that in compliance to the order dated 01.01.2025 passed by this Court, the petitioner has already joined the investigation and as such prayed for confirming the interim bail granted vide order dated 01.01.2025.

3. Learned State counsel, on instructions from ASI Varinder Singh, intimates the Court that the petitioner has joined investigation and is neither required for further investigation nor for any custodial interrogation.

4. During the course of hearing on 01.01.2025, following order

was passed:



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“ Learned counsel for the petitioner inter alia contends that the petitioner has been nominated as an accused in the present case on the disclosure statement of co-accused/Jagdeep Singh @ Gagan from whom the recovery has been effected. He further submits that the petitioner has no other criminal antecedents and he is ready and willing to join the investigation as and when called for and to extend all cooperation to the Investigating Agency.

Notice of motion.

Mr. Balwinder Singh, AAG Punjab, accepts notice on behalf of respondent-State and prays for some time to complete his instructions and file reply, if so advised.

Reply, if any, be filed on or before the adjourned date with copy in advance to the learned counsel for the petitioner.

Adjourned to 10.02.2025.

In the meanwhile, the petitioner is directed to join investigation as and when so required by the Investigating Agency. In the event of the petitioner joining investigation, he shall be admitted to interim bail by the arresting officer/investigating officer on his furnishing of bail/surety bonds to the satisfaction of the arresting officer/investigating officer. The petitioner shall also abide by the conditions as specified under Section 482 of the Bharatiya Nagarik Suraksha Sanhita (BNSS) of 2023.”

5. Keeping in view the above submissions made by learned State counsel and the fact that the petitioner had joined the investigation consequent to the order dated 01.01.2025 passed by this Court, interim bail granted vide order dated 01.01.2025 is hereby confirmed, subject to conditions as envisaged under Section 482 (2) of BNSS, 2023. Further the petitioner is directed to join investigation as and when required in future



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by way of written notice for such purpose to be served by Investigating Officer of this case upon the petitioner; he will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.

6. The petition stands allowed.
7. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(SANJIV BERRY)
JUDGE

10.02.2025
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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |