



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

CRM-M-3084-2026

Date of Decision: 17.03.2026

Jagtar Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MS. JUSTICE AARADHNA SAWHNEY

Present: Mr. Angrej Singh, Advocate and
Mr. Mandeep Malik, Advocate, for the petitioner.

Mr. Darshan Singh Malwai, Add. AG, Punjab.

AARADHNA SAWHNEY, J. (ORAL)

1. Petitioner, an accused in case FIR No.76 dated 25.06.2022 registered against him, under Sections 18(b) of NDPS Act (later on Section 29 of NDPS Act, 1985, added) at Police Station Khamanon, District Fatehgarh Sahib, has filed the petition for grant of pre-arrest bail under Section 482 of BNSS.

2. Status report dated 12.03.2026 by way of affidavit of Mr. Gurmeet Singh, PPS, Deputy Superintendent of Police, Sub-Division Khamano, Distt. Fatehgarh Sahib, has been filed. The same is taken on record. In para 6(iii), it has been mentioned that petitioner has joined the investigation. Learned State counsel, on instructions from ASI, Lakhbir Singh, states that the petitioner is not needed for any further investigation.

3. On 21.01.2026, following order was passed by this Court:-

“This is a petition for anticipatory bail filed under Section 482 of the Bhartiya Nagrik Suraksha Sanhita, 2023 in case FIR No.76 dated 25.06.2022 under Sections 18(b) of NDPS Act (later on added Section 29 of the NDPS Act, 1985) registered at Police

Station Khamanon, District Fatehgarh Sahib.

The case of the prosecution is that the police party apprehended one Baghel Singh, who was found in possession of 02 kilograms of Opium, and on the basis of his disclosure statement the name of the petitioner has been implicated in the present case.

Learned counsel for the petitioner submits that the petitioner was not named in the FIR and has been implicated solely on the basis of the disclosure statement made by the co-accused, which is inadmissible in evidence. It is further contended that no recovery has been effected from the possession of the petitioner and except the disclosure statement, there is no material available on record against the petitioner to connect him with the alleged offence. The petitioner is willing and ready to join the investigation.

Notice of motion for 17.03.2026.

On the asking of the Court, Mr. Rishabh Singla, AAG, Punjab, accepts notice on behalf of the State and submits that the petitioner is not involved in any other case except a case under the NDPS Act registered in the year 2012.

In the meantime, the petitioner is directed to appear before the SHO/Investigating Officer to join investigation as and when required and in the event of his arrest, he shall be released on interim bail on his furnishing bail bonds to the satisfaction of SHO/Investigating Agency, 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.*

Reply, if any, be filed on or before the next date of hearing.”

4. Keeping in view the fact that petitioner has joined the investigation, interim bail granted vide order dated 21.01.2026 is hereby confirmed, subject to conditions as envisaged under Section 482(2) BNSS. Further the petitioner is directed to join investigation as and when required in future 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.

5. The petition stands allowed.

6. Pending application, if any, also stands disposed of.

17.03.2026

Parveen kumar

(AARADHNA SAWHNEY)
JUDGE

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