

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

Prahlad Daroga	...	Petitioner
	Versus	
State of Haryana	...	Respondent

Present: Mr. Karan Jangra, Advocate and
Mr. Raahat Kataria, Advocate and
Mr. Bhavuk Datta, Advocate and
Mr. Anmol Tuteja, Advocate, for the petitioner.

AARADHNA SAWHNEY, J. (ORAL)

1. By virtue of the present petition under Section 482 BNSS, petitioner, an accused in case bearing FIR No.302 dated 30.09.2025 registered under Section 18 of the NDPS Act (Sections 27-A, 61, 85 of the NDPS Act added later on) at Police Station Bhuna, District Fatehabad, has prayed for grant of pre-arrest bail.
2. Learned State counsel, on instructions from SI, Sanjeev Kumar, states that the petitioner has joined the investigation and is not needed for any further investigation.
3. On 23.01.2026, following order was passed by this Court:-

“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 a case arising out of FIR No.302 dated 30.09.2025, registered under Section 18 of the NDPS Act (Section 27-A of the NDPS Act added later on), at Police Station Bhuna, District Fatehabad.

As per the allegations, on 30.09.2025, upon receipt of secret information, the accused-Ajay Kumar @ Baru was apprehended and a recovery of 205 grams of opium was effected from his conscious possession. He was arrested and suffered a disclosure statement, on the basis of which the accused-Sohan Singh was nominated as an accused on the allegation that he had supplied the contraband to accused-Ajay Kumar @ Baru. Upon his arrest, the accused-Sohan Singh also suffered a disclosure statement, on the basis of which the present petitioner was nominated as an additional accused on the same allegations, that he was a supplier of the contraband.

Apprehending his arrest, the petitioner moved an application for grant of pre-arrest bail, which was dismissed by the Court of the learned Special Judge, Fast Track under NDPS Act, Fatehabad, vide order dated 15.01.2026.

It is argued by learned counsel for the petitioner that the petitioner has been falsely implicated in the present case solely on the basis of disclosure statements of co-accused, which are not admissible in evidence. It is further contended that no recovery is to be effected from the petitioner. His custodial interrogation is not required. He is ready to join the investigation. It is, therefore, urged that the petition deserves to be allowed.

Notice of motion.

On the asking of the Court, Mr. Neeraj Poswal, learned A.A.G., Haryana accepts notice on behalf of the respondent/State and seeks time for filing status report.

Adjourned to 05.03.2026.

In the meantime, the petitioner is directed to appear before the Investigating/Arresting Officer to join investigation within one week or as and when required. In the event of his arrest, the Investigating/Arresting Officer shall release the petitioner on interim bail on furnishing personal/surety bonds to his/her satisfaction. The petitioner shall also abide by the conditions as envisaged under Section 482(2) of Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023.

It would, however, be open to the learned Additional Advocate General, Haryana to file a reply indicating the involvement of the petitioner and all aspects would be considered at the time of final adjudication of the matter.”

4. Keeping in view the fact that petitioner has joined the investigation, interim bail granted vide order dated 23.01.2026 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.

11.03.2026

Parveen kumar

(AARADHNA SAWHNEY)
JUDGE

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