



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH.

208

CRM-M-4617-2026 (O&M).
Date of Decision: 04.05.2026.

Kiran Pal

VERSUS

State of Haryana

....Petitioner.

....Respondent.

CORAM : HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Arshvir Singh Sandhu, Advocate for the petitioner.

Mr. Parveen Kumar Aggarwal, Additional Advocate General,
Haryana.

SANJAY VASHISTH, J. (Oral)

1. Prayer in this petition, filed under Section 482 of the BNSS, 2023 (earlier Section 438 Cr.P.C.), is for grant of anticipatory bail to the petitioner, who has been booked in a criminal case arising out of First Information Report, as detailed hereunder:-

Name of Petitioner (s)	FIR No.	Date	Section(s)	Police Station	District
Kiran Pal	318	25.04.2024	18 NDPS Act (29 NDPS Act added later on).	Shahabad	Kurukshetra

2. On 29.01.2026, following order was passed:-

- “1. xxx
2. As per the prosecution allegations, based on secret information, a barricade was set up, and a motorcycle bearing registration No. PB-11-DA-1521 was seen coming from Ambala towards Shahbad, being ridden by Niranjan Singh and Nirmal Kaur. Upon search, it is alleged that 1 kg of opium was

recovered from the purse of co-accused Nirmal Kaur. It is further alleged that she made a disclosure statement naming the petitioner as the supplier of the recovered contraband.

3. *Learned counsel for the petitioner submits that petitioner has been implicated solely on the basis of the disclosure statement of the co-accused. No recovery has been effected from the petitioner, nor is there any independent or corroborative evidence connecting him with the alleged contraband. It is settled law that a disclosure statement, by itself, is a weak piece of evidence and cannot form the sole basis for denial of anticipatory bail, particularly when it has not led to any recovery. Moreover, petitioner is ready and willing to join the investigation if he is protected from arrest. Thus, learned counsel prays for grant of anticipatory bail to the petitioner.*

4. *Notice of motion.*

On advance notice, Mr. Kanwar Sanjiv Kumar, AAG, Haryana puts in appearance on behalf of the respondent – State. He seeks some time to file reply.

5. *Adjourned to 04.05.2026.*

6. *In the meanwhile, petitioner is directed to join the investigation as and when required to do so by the Investigating Agency. In the event of his arrest, petitioner shall be released on interim bail, subject to his furnishing bail bonds to the satisfaction of the Arresting Officer. Petitioner shall also be abide by all the conditions laid down under Section 482(2) of BNSS, 2023 (earlier Section 438(2) Cr.P.C.).*

7. *Besides, it is directed that petitioner would hand over his passport to the Investigating Agency or to Court concerned, if he possesses. Otherwise, would submit an affidavit, disclosing the fact that he does not possess any passport.*

It is also directed that before leaving country any time during trial, petitioner would seek prior permission of the Court.”

3. Continuing his submissions, learned counsel for the petitioner

contends that in compliance of the order dated 29.01.2026, passed by this Court, petitioner has joined the investigation, and has fully co-operated. Therefore, he prays for confirmation of the said interim anticipatory bail order.

4. Learned State counsel on instructions confirms the said averment made by counsel for the petitioner of joining the investigation by the petitioner, and submits that as of now, custodial interrogation of the petitioner is not required for the purpose of investigation.

5. Heard learned counsel for the parties.

6. Since, petitioner has already joined the investigation and custodial interrogation is no more required; ad-interim bail order dated 29.01.2026, passed by this Court is hereby made absolute. Accordingly, present petition is allowed.

However, petitioner shall continue to join the investigation as and when required to do so and abide by all the terms and conditions laid down under Section 482(2) of BNSS, 2023.

7. Besides, it is directed that petitioner would hand over his passport to the Investigating Agency or to Court concerned, if he possesses. Otherwise, would submit an affidavit, disclosing the fact that he does not possess any passport.

8. Accordingly, petition stands disposed of.

(SANJAY VASHISTH)
JUDGE

04.05.2026

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Whether speaking/ reasoned : Yes/ No
Whether Reportable : Yes/ No