

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

2026.PHHC.038995



(216)

CRM-M-7857-2026
Decided on : 12.03.2026
Uploaded on : 13.03.2026

Yodha Singh
.....Petitioner(s)
Versus
State of Punjab
.....Respondent(s)

CORAM : HON'BLE MR.JUSTICE SUMEET GOEL

Present: Mr. Ramnish Puri, Advocates for the petitioner (s).
Mr. Jaypreet Singh, DAG, Punjab.

Sumeet Goel (Oral):

1. Apprehending his arrest in FIR No.296 dated 20.12.2025 registered for offences punishable under Section 21(b) of the NDPS Act 1985 (Sections 27-A, 29/61/85 of the NDPS Act added later on) at Police Station Division B, District Police Commissionerate Amritsar, the petitioner has preferred this petition under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking pre-arrest bail.
2. On 11.02.2026, the following order was passed:

“Learned counsel contends that the name of the petitioner surfaced based on the disclosure statement of co-accused Harmeet Singh, from whom the non-commercial quantity of contraband, it being 7 grams of heroin, has been recovered. He relies on the judgment passed by Hon’ble the Supreme Court in the case of Toofan Singh Vs. State of Tamil Nadu, 2021 (1) RCR (Criminal) 1. He is not required in any other case and is ready

and willing to join the investigation as and when required by the investigating agency and will cooperate.

Notice of motion.

At the asking of the Court, Ms. Gagandeep Kaur, DAG, Punjab accepts notice on behalf of respondent-State.

Meanwhile, the petitioner is directed to join the investigation on or before 20.02.2026. In the event of his arrest, he shall be released on interim bail to the satisfaction of the Arresting Officer, subject to compliance of conditions as enshrined under Section 482(2) BNSS.

However, it is clarified that if the petitioner does not join and cooperate with the Investigating Agency as required by the Arresting/Investigating Officer, this interim order shall be deemed to have been vacated.

Adjourned to 09.03.2026.”

3. Learned State counsel (on instructions) has submitted that the petitioner has joined investigation and he is not required for custodial interrogation.

4. Keeping in view the factual milieu of the case in hand, especially the factum of the petitioner having joined investigation and he being arrayed as an accused on the basis of disclosure statement, this Court is inclined to confirm the order dated 11.02.2026, in light of the *dicta* of the judgment passed by this Court in **CRM-M-54032-2024 ‘Ashu Vs. State of Punjab’** and recent judgment of the Hon’ble Supreme Court passed in **‘Jugraj Singh Vs. State of Punjab’** bearing **Special Leave to Appeal (Crl.) No.9190/2025**.

5. Accordingly, the petition is allowed and the order dated 11.02.2026 granting interim anticipatory bail to the petitioner is hereby made absolute, subject to the conditions as enumerated under Section 482(2) of BNSS.

6. This order should not be treated as “blanket” order. It will not be read granting petitioner indefinite protection from arrest. It shall be confined to the FIR mentioned *ibid* and will not operate in respect of any other incident that involves commission of an offence.
7. Liberty is reserved in favour of State/complainant to move for cancellation/recall of this order in case the petitioner violates any condition stipulated under Section 482(2) of BNSS or upon showing any other sufficient cause.
8. Needless to say that anything observed herein above shall not be construed to be an opinion on the merits of the case.
9. Pending application(s), if any, shall also stand disposed off.

12.03.2026
Naveen

(SUMEET GOEL)
JUDGE

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