



206

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**CRM-M-8407-2026 (O&M)**

Date of Decision: 12.05.2026

AMARJEET SINGH

...Petitioner

Versus

STATE OF HARYANA

...Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present : Mr. Saurabh Sharma, Advocate
and Ms. Ramanpreet, Advocate
for the petitioner.

Mr. Amish Sharma, A.A.G., 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 FIR No.11 dated 26.01.2026, under Sections 18 and 29 of NDPS Act at Police Station Ambala Sadar, District Ambala.

2. On 16.02.2026, following order was passed:

"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:-

<i>Name & age of Petitioner (s)</i>	<i>FIR No.</i>	<i>Date</i>	<i>Section(s)</i>	<i>Police Station</i>	<i>District</i>
<i>Amarjeet Singh, aged about 43 years</i>	<i>11</i>	<i>26.01.2026</i>	<i>18 of NDPS Act (section 29 of NDPS Act, added later on)</i>	<i>Ambala Sadar</i>	<i>Ambala</i>

2. *Learned counsel for the petitioner, inter alia, contends that on 26.01.2026, a police patrolling party led by ASI Ravish, acting on secret information, intercepted a vehicle bearing registration No.HR-26- BG-2002, driven by main accused Harmanpreet Singh. During search, 122 grams of opium were allegedly recovered from the pocket of jacket worn by Harmanpreet Singh. The recovery proceedings were conducted in the presence of Sh. Sunil Kumar, Naib Tehsildar, who performed the duties of a Gazetted Officer under Section 50 of the NDPS Act. On the basis of disclosure statement made by Harmanpreet Singh, it was revealed that he had allegedly procured the contraband from Amarjeet Singh (petitioner herein).*

3. *Learned counsel for the petitioner argues that petitioner's name has surfaced solely on the basis of the disclosure statement made by Harmanpreet Singh. Apart from the disclosure statement, which is itself inadmissible in law, there is no independent or corroborative evidence connecting the petitioner with the alleged offence or implicating him as an accused in the present case. Moreover, petitioner is ready to join the investigation and fully cooperate, if protected from arrest by this Court. Thus, counsel prays for grant of concession of anticipatory bail to the petitioner in the present case.*

4. *Notice of motion.*

5. *On advance notice, Mr. Kanwar Sanjiv Kumar, AAG, Haryana, puts in appearance on behalf of the respondent – State, and seeks some time to file status report in the matter.*

6. *Adjourned to 12.05.2026.*

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

8. *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. Status report by way of an affidavit on behalf of the respondent-State has been filed in the Court today. The same is taken on record. Registry is directed to tag the same at appropriate place.

4. Learned State counsel on instructions from ASI Ashok Kumar submits that the petitioner has joined the investigation on 09.03.2026, and as of now, custodial interrogation of the petitioner is not required for the purpose of investigation.

5. Since, petitioner has already joined the investigation and custodial interrogation is no more required; ad-interim bail order dated 16.02.2026 passed by this Court is hereby made absolute. Accordingly, present petition is allowed.

6. The 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. However, present order would be subject to the submission of his passport to the Investigating Agency or to Court concerned, if he possesses, within a period of one week from today. Otherwise, he would submit an affidavit, disclosing the fact that he does not possess any passport.

8. It is clarified that in case, aforesaid condition is not complied with, this order would be considered as *non est* automatically.

May 12, 2026
gurpreet

(SANJAY VASHISTH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No