



CRM-M-12753-2026

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

CRM-M-12753-2026

Date of decision: 25.03.2026

BIJENDER**....Petitioner****Versus****STATE OF HARYANA****....Respondent****CORAM: HON'BLE MS. JUSTICE RUPINDERJIT CHAHAL**

Present: Ms. Mehak Ghangas, Advocate for
Mr. Ajay Ghangas, Advocate
for the petitioner.

Mr. Armaan Dahiya, AAG, Haryana.

RUPINDERJIT CHAHAL, J (Oral):

Through the instant petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (For short "BNSS"), the petitioner seeks anticipatory bail in case FIR No.2763 dated 24.11.2025 under Sections 318(4), 338, 336(3) and 340(2) of the BNS, 2023 and Sections 61-4-20 of the Excise Act, registered at Police Station HSEnB, District Gurugram.

2. On 09.03.2026, following order had been passed: -

"Prayer in the present petition filed under Section 482 of the BNSS, 2023 is for grant of anticipatory bail to the petitioner in case FIR No.2763 dated 24.11.2025 registered under Sections 318(4), 338, 336(3) and 340(2) of the Bharatiya Nyaya Sanhita, 2023 and Sections 61-4-20 of the Excise Act, at Police Station HSEnB, District Gurugram.

Learned counsel for the petitioner has submitted that the petitioner has been falsely implicated in the present case and he has no concern with the said offence.



She further submitted that the petitioner was neither present at the spot, nor was named in the FIR. It has also been contended that the petitioner has been nominated as an accused only on the basis of the disclosure statement made by the co-accused. Apart from the disclosure statement, there is no other evidence to connect the petitioners with the offence in question and it is a trite law that disclosure statement of the co-accused during his custodial interrogation is not admissible. She further argued the petitioner was not the registered owner of the vehicle, which was intercepted by the police on the basis of secret information. She further argued that no offence under Section 318(4) is made out against the petitioner as the contents of the FIR do not fulfill the ingredients of cheating in any manner. No recovery is to be effected from the petitioner. Learned counsel has further submitted that the petitioner is ready and willing to join the investigation as and when called upon to do so by the investigating agency.

Notice of motion.

On asking of the Court, Mr. Gagandeep Singh Chinna, Sr. DAG, Haryana, accepts notice on behalf of respondent-State and seeks time to file status report in the matter.

Adjourned to 25.03.2026.

In the meantime, the petitioner is directed to join investigation within a week from today and would appear as and when required by the Investigating Officer and cooperate with the Investigating Agency. In the event of arrest, he shall be admitted to interim bail on furnishing of bail/surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as envisaged under Section 482(2) of BNSS, 2023.”

3. Learned counsel for the petitioner submits that in compliance of the order dated 09.03.2026 passed by this Court, the petitioner has

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joined the investigation.

4. Learned counsel for the State, on instructions from ASI Aazam Khan, has submitted that the petitioner has joined the investigation and is no longer required for further investigation.

5. In view of the statement made by learned State counsel, the interim order dated 09.03.2026 is made absolute. The petitioner shall continue to join investigation, as and when called by the Investigating Officer and shall also abide by the conditions as provided under Section 482(2) of the BNSS.

(RUPINDERJIT CHAHAL)
JUDGE

25.03.2026
monika

1. Whether speaking/ reasoned : Yes /No
2. Whether reportable : Yes /No