

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

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CRM-M-14377-2026

RAHUL @ SAHBA**...PETITIONER****V/s****STATE OF HARYANA****...RESPONDENT****Date of decision:22.04.2026****Date of uploading: 22.04.2026****CORAM: HON'BLE MR. JUSTICE SUMEET GOEL**

Present: Mr. Piyush Sharma, Advocate for the petitioner.

Ms. Priyanka Sadar, Senior DAG, Haryana.

SUMEET GOEL, J.

1. Present petition has been filed under Section 482 of BNSS, 2023 for grant of anticipatory bail to the petitioner in case bearing FIR No.226 dated 09.11.2025 registered for offences punishable under Section 21(C) & 27A (added later on) of NDPS Act at Police Station Sadar Tohana, District Fatehabad.

2. On 17.03.2026, the following order was passed:-

“Apprehending his arrest in FIR No.226 dated 09.11.2025 registered for offences punishable under Section 21(C) & 27A (added later on) of NDPS Act at Police Station Sadar Tohana, District Fatehabad; the petitioner has preferred this petition under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking pre-arrest bail.

Counsel for the petitioner, inter alia, contends that the petitioner is sought to be implicated into the FIR in question solely on the basis of a disclosure statement made by co-accused from whom the contraband in question has been allegedly recovered & the petitioner is willing to join investigation and cooperate therein. In order to buttress his arguments, learned counsel for the petitioner



has relied upon the dicta of the judgments of the Hon'ble Supreme Court in 'Vijay Singh versus The State of Haryana' bearing Special Leave to Appeal (Crl.) No(s).1266/2023, 'State by (NCB) Bengaluru vs. Pallulabid Ahmad Arimutta & Anr' 2022(1) RCR (Criminal) 762, 'Tofan Singh vs. State of Tamil Nadu, AIR 2020 Supreme Court 5592, 'Smt. Najmunisha, Abdul Hamid Chandmiya @ Ladoo Bapu vs. State of Gujrat, Narcotics Control Bureau' 2024 INSC 29 and 'Jugraj Singh Vs. State of Punjab' bearing Special Leave to Appeal (Crl.)No.9190/2025.

Notice of motion.

On the strength of advance notice; Ms. Mahima Yashpal Singla, Senior DAG, Haryana has entered appearance on behalf of the respondent-State of Haryana.

Adjourned to 22.04.2026.

State is at liberty to file reply, if so required.

The petitioner is directed to appear before the Investigating Officer on 23.03.2026 at 11:00 A.M. in concerned Police Station and join investigation. In the event of arrest, the petitioner shall be released on interim bail subject to his furnishing personal/surety bond(s) to the satisfaction of the Arresting Officer/Investigating Officer. As and when further called by Investigating Officer, the petitioner shall join the investigation. He shall abide by the condition(s) enumerated under Section 482(2) of Bharatiya Nagarik Suraksha Sanhita, 2023."

3. Learned State counsel (on instructions) has submitted that the petitioner has joined the investigation; however, his further custodial interrogation is required to disclose the whereabouts of the accused and the genesis of the entire crime.

4. Having heard learned counsel for the rival parties and upon perusal of the record, and especially keeping in view the fact that the petitioner has joined the investigation and cooperated therein, and that his custodial interrogation is sought for disclosing the whereabouts of the accused and the genesis of the entire crime, this Court is inclined to confirm the order dated 17.03.2026.

5. Accordingly, the petition is allowed and the order dated 17.03.2026, granting 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, 2023 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 of.

(SUMEET GOEL)
JUDGE

22.04.2026
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No