



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

212

CRM-M-15250-2026

Date of decision : 08.04.2026

GURVINDER SINGH

..... PETITIONER

VERSUS

STATE OF PUNJAB

..... RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SURYA PARTAP SINGH

Present : Mr. Deepanshu Meena, Advocate &
Mr. R.K. Grewal, Advocate
for the petitioner.

Mr. Rohit Bansal, Sr. DAG, Punjab.

Mr. Ramandeep Singh Brar, Advocate
for the complainant.

SURYA PARTAP SINGH. J.(Oral)

1. This petition for pre-arrest bail is the first petition filed by the petitioner under Section 482 of 'the Bharatiya Nagarik Suraksha Sanhita, 2023'. It has been filed with regard to a case arising out of FIR No.161 dated 17.06.2025, for the commission of offence punishable under Sections 118, 115(2), 126(2), 3(5) [Section 118(2) added later on] of Bharatiya Nyaya Sanhita, 2023, Police Station Sohana, SAS Nagar (Mohali).

2. Vide order dated 19.03.2026, the petitioner was admitted to interim anticipatory bail, subject to the condition of furnishing bonds to the

satisfaction of arresting officer. It was also directed that the petitioner shall join the investigation.

3. Heard.

4. It has been submitted by learned counsel for the petitioner that in compliance with order dated 19.03.2026, the petitioner has already joined the investigation, and that nothing has been left to be recovered from the possession of petitioner. In view of above, the learned counsel for the petitioner has requested that the order dated 19.03.2026 be made absolute.

5. The learned State counsel has controverted the above-mentioned arguments. It has been contended by learned State Counsel, on the instructions of HC Jugraj Singh, that although the petitioner has joined the investigation, but his attitude was non-cooperative. As per learned State counsel the petition did not facilitate the recovery of weapon of offence. As per learned State counsel in view of above custodial interrogation of the petitioner is necessary.

6. The record has been perused carefully.

7. With regard to fact-situation of this case and the above-mentioned arguments, following are the relevant factors which are supposed to be taken into consideration:-

- i) that the offence is triable by the Court of Judicial Magistrate;
- ii) that the petitioner has already joined the investigation;
- iii) that the petitioner cannot be forced to assist the prosecuting agency, for the collection of evidence, which may bent the interest of the petitioner;

iv) that nothing significant has to be recovered in this case,
with the assistance of petitioner.

8. Keeping in view the aforesaid submissions and the fact that the petitioner has already join the investigation, the order dated 19.03.2026, whereby the petitioner was accorded the benefit of interim anticipatory bail, is hereby made absolute. The present petition stands **allowed**, accordingly.

(SURYA PARTAP SINGH)
JUDGE

08.04.2026
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Whether speaking/reasoned : Yes
Whether Reportable : No