

213

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-22205-2026
Date of Decision : 18.05.2026

MALKIT SINGH

...Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON’BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Amitoj Singh Dhaliwal, Advocate and
Ms. Sangeeta Devi, Advocate for the petitioner in CRM-M-22205-2026.

Mr. Manjinder Singh Bhullar, DAG, Punjab

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 First Information Report, as detailed here under:-

Name of Petitioner (s)	FIR No.	Date	Section(s)	Police Station	District
Malkit Singh, aged about 33 years	56	08.03.2026	303(2), 126(2), 132, 221, 351(2) and 3(5) of BNS, Section 21 of Mines and Minerals (Regulations of Development) Act, 1957	Dharamkot	Moga



2. On 23.04.2026, the following order was passed:-

“Through the instant petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (earlier Section 438 Cr.P.C.), prayer is made for grant of anticipatory bail to the petitioner in case FIR No.56, dated 08.03.2026 under Section 303(2), 126(2), 132, 221, 351(2) and 3(5) of BNS, Section 21 of Mines and Minerals (Regulations of Development) Act. 1957, registered at Police Station Dharmkot, District Moga.

2. *As per the allegations, the petitioner along with other co-accused namely Mannu and Binder were armed with weapons when on 07.03.2026, the officials of the mining department have recovered tractor-trolley with illegally mined sand and were going to the police station, the said accused obstructed government officials in discharge of their duties.*

3. *Learned counsel for the petitioner submits that except for the said allegations, there is neither any allegation of issuing threats nor causing injury to anybody. Moreover, the petitioner is ready to hand over the weapon which is noticed in the dashcam recording of the Government Bolero and is held by the petitioner. He is ready to join the investigation.*

4. *Notice of motion for 18.05.2026.*

5. *On the asking of the Court, Mr. Neeraj Madaan, Sr. DAG, Punjab, accepts notice on behalf of the State of Punjab.*

6. *In the meanwhile, in the event of arrest, the petitioner shall be released on interim bail subject to his furnishing personal and surety bonds to the satisfaction of the Arresting/Investigating Officer. The petitioner shall, however, join the investigation as and when called for and shall also abide by the conditions specified under Section 438(2) of the Cr.P.C./482 of the Bharatiya Nagarik Suraksha Sanhita, 2023.*

7. *Besides, it is directed that petitioner would hand over his passport to the Investigating Agency or to Court concerned, if he possess. 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.*

8. *List along with CRM-M-20542-2026.”*

3. Continuing his submissions, learned counsel for the petitioner contends that in compliance of the order dated 23.04.2026 passed by this Court,



petitioner has joined the investigation, and has fully co-operated. Therefore, he prays for confirmation of the said interim anticipatory bail order.

4. Learned State counsel, on instructions, confirms the said averment made by counsel for the petitioner of joining the investigation by the petitioner, and submits that as of now, custodial interrogation of the petitioner is not required for the purpose of investigation.

5. Heard learned counsel for the parties.

6. Since, petitioner has already joined the investigation and custodial interrogation is no more required; ad-interim bail order dated 23.04.2026 passed by this Court is hereby made absolute. Accordingly, present petition is allowed.

However, 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. Accordingly, petition stands disposed of.

(SANJAY VASHISTH)
JUDGE

May 18, 2026
ps

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