

CRM-M-31590-2025

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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Decided on: 24.02.2026

Deepak and another

.....Petitioners

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. H.S. Randhawa, Advocate and
Ms. Simerpreet Sekhon, Advocate
for the petitioners.

Mr. Kanwar Sanjiv Kumar, AAG Haryana

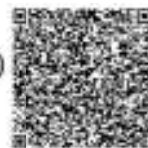
SANJAY VASHISTH, J. (ORAL)

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 petitioners, who has been booked in a criminal case arising out of FIR No.434 dated 03.08.2024, under Sections 511, 506, 447, 427, 149, 147 IPC (Sections 379 and 420 IPC were added later on) at PS Kharkhoda, District Sonipat.

2. On 04.06.2025, following order was passed:

“The petitioners pray for grant of pre-arrest bail in a criminal case arising from FIR No.434 dated 03.08.2024 registered under Section 511, 506, 447, 427, 149, 147 (to which Sections 379 and 420 were added later on) of Indian Penal Code, 1860 at Police Station Kharkhoda, District Sonipat.

Learned counsel representing the petitioners inter alia contends that the parties are co-sharers in the un-partitioned land and the entire allegations in the FIR are with regard to attempt to trespass. He submits that the petitioners have already joined the investigation and the offences under Section 379 and 420 IPC are not made out against them.

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Sh.S.S.Mor, Advocate enters appearance on behalf of the first informant and submits that with the help of JCB machine, a room constructed by the first informant has been demolished by the petitioners, whereas, iron girders and bricks have been stolen.

Notice of motion.

Mr. Naveen S Bhardwaj, Addl. AG, Haryana and Mr. S.S.Mor, Advocate, accept notice on behalf of the State and first informant respectively.

List on 05.08.2025.

In the meantime, in the event of arrest, the petitioners shall be released on interim bail subject to furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioners shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 482(2) BNSS, 2023.”

3. Learned counsel for the petitioners submits that in pursuance to the directions issued by the coordinate bench of this Court vide order dated 04.06.2025, the petitioners have joined investigation.

4. Learned State counsel on instructions from SI Bijender Singh, confirms the said averment made by counsel for the petitioners of joining the investigation by the petitioners on 11.07.2025 and submits that as of now, custodial interrogation of the petitioners are not required for the purpose of investigation.

5. Heard learned counsel for the parties.

6. Since, petitioners have already joined the investigation and custodial interrogation is no more required; ad-interim bail order dated 04.06.2025 passed by the coordinate bench of this Court is hereby made absolute. Accordingly, present petition is allowed.

7. The petitioners 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.



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8. However, present order would be subject to the submission of their passport to the Investigating Agency or to Court concerned, if they possess, within a period of one week from today. Otherwise, they would submit an affidavit, disclosing the fact that they do not possess any passport.
9. It is clarified that in case, aforesaid condition is not complied with, this order would be considered as *non est* automatically.

24.02.2026
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(SANJAY VASHISTH)
JUDGE

Whether Speaking/Reasoned:	YES/ NO
Whether Reportable:	YES /NO