

CRM-M-41346-2025 and
CRM-M-39313-2025

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

113

CRM-M-41346-2025

Jaswinder Singh

Versus

.....Petitioner

State of Punjab
113-2

.....Respondent
CRM-M-39313-2025

Maninder Singh

Versus

.....Petitioner

State of Punjab

.....Respondent

Decided on:16.03.2026

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Vivek Singla, Advocate for the petitioner
(in CRM-M-41346-2025).

Mr. A.P. Kaushal, Advocate for the petitioner
(in CRM-M-39313-2025).

Mr. Vinay Malhotra, DAG, Punjab.

SANJAY VASHISTH, J.

1. By way of this common order, both the aforementioned petitions are being disposed of.
2. Prayer in this petition, filed under Section 482 of the BNSS, 2023, is for grant of anticipatory bail to the petitioners, who have been booked in a criminal case arising out of First Information Report, as detailed hereunder:-

Name of Petitioner (s)	FIR No.	Date	Section(s)	Police Station
i) Jaswinder Singh ii) Maninder	104	11.05.2025	127(2) and 318(4) of BNS, 2023	Canal Colony District Bathinda



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Singh				
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3. As per the case of the prosecution, on the basis of secret information received by the police that at Street No. 04, Sai Nagar, Bathinda, Jagdeep Singh Mann, son of Kewal Singh Mann, out of greed for exorbitant rent and despite having full knowledge that an illegal de-addiction centre was to be operated from his house, had rented out the premises to Jaswinder Singh (petitioner in CRM-M-41346-2025). It was further alleged that Maninder Singh (petitioner in CRM-M-39313-2025), son of Darshan Singh, resident of Dod, along with Gurbhej Singh, son of Bageecha Singh, were working there as caretakers. The said centre was allegedly being run without any valid licence and some persons were reportedly kept confined therein. Acting upon the said information, the police conducted a raid at the disclosed premises and recovered 870 loose tablets and capsules, which were taken into police possession

4. On 24.07.2025 following was recorded in CRM-M-39313-2025:

- “1.

By way of present petition filed u/s 482 of BNSS, 2023, petitioner is seeking concession of anticipatory bail, in case FIR No.104, dated 11.05.2025, registered u/s 127(2), 318(4) of BNS, 2023, lodged at P.S. Canal Colony, Distt. Bathinda (Annexure P-1).
2.

Learned counsel for the petitioner(s) contends that though in the FIR, it has been stated that the alleged unauthorized de-addiction centre was opened in the rented premises of one Jaswinder Singh by the petitioner – Maninder Singh, yet the stand of the prosecution before the Court of Sessions, at the time of hearing of the anticipatory bail application, was that the



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petitioner and co-accused Gurbhej Singh were both employed as caretakers at the said centre.

Further submits that co-accused – Gurbhej Singh has already been granted the concession of anticipatory bail by taking into consideration the contention that they were merely working as caretakers in the deaddiction centre, though it is alleged to be unauthorized.

Counsel further submits that the petitioner, being similarly placed, is willing to join the investigation, if granted protection from arrest.

3. *On conducting raid from the said de-addiction centre, 870 loose tablets/capsules were recovered, which allegedly meant to be administered to the 18 young patients, who are already admitted in the said illegal de- addiction centre. He contends that petitioner is ready to join investigation and cooperate with the Investigating Agency, if protected from arrest.*

4. *Notice of motion for 01.09.2025.*

5. *On advance notice, learned State counsel puts in appearance on behalf of the respondent – State, and seeks some time to respondent to the submissions addressed by learned counsel opposite, and also to verify the contention of the petitioner and also the bank accounts, which have been opened by him.*

6. *Till the next date of hearing, petitioner shall not be arrested. However, question of joining of investigation of the petitioner would be considered on the next date of hearing. ”*

5. It is an admitted position that the salt of the recovered 870 tablets is not covered under the provisions of the NDPS Act; therefore, none of the provisions of the said Act can be invoked in the present case. Learned counsel submits that the offences are triable by the Court of the learned Magistrate and the entire subject matter of investigation, as well as the evidence required for proving the charges beyond reasonable



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doubt, is documentary in nature and already in the possession of the prosecution, Moreover, petitioners are ready and willing to join the investigation and cooperate with the Investigating Agency. Therefore, counsel pray for grant of anticipatory bail to the petitioners.

6. I have heard learned counsel for the parties and gone through the paper-book.

7. Considering the fact that the recovered tablets are not covered under the provisions of the NDPS Act, the offences alleged are triable by the Court of the learned Magistrate, and petitioners have expressed their willingness to join and cooperate with the investigation, this Court deems it appropriate to allow the present petitions.

Petitioner are directed to join the investigation within two weeks from today. In the event of their arrest, petitioners shall be released on bail, subject to their furnishing bail bonds to the satisfaction of the Arresting Officer. Petitioner shall also be abide by all the conditions laid down under Section 482(2) of BNSS, 2023.

However, 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.

Besides, it is directed that petitioners would hand over their passport to the Investigating Agency or to Court concerned, if they possess. Otherwise, would submit an affidavit, disclosing the fact that they do not possess any passport.



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It is also directed that before leaving country any time during trial, petitioners would seek prior permission of the Court.

- 8. Accordingly, petitions stand disposed of.
- 9 A photocopy of this order be placed on the file of another connected case.

**(SANJAY VASHISTH)
JUDGE**

March 16,2026
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Whether Speaking/Reasoned: **YES/NO**
Whether Reportable: **YES/NO**