

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

CRM-M-40768-2025
Decided on: 23.03.2026

.....Petitioner

.....Respondent

Ms. Deeksha, Advocate
for the complainant (through V.C.)

SANJAY VASHISTH, J. (ORAL)

2. On 31.07.2025, following order was passed:

“(i) *** *** *** ***

(ii) *Learned counsel for the petitioner, inter alia, contends that petitioner's firm, namely AHN Global LLP, was supplying gear oil to the complainant-company, GSA Industries India Private Limited, Patiala, during the period from July 2023 to January 2025.*

(iii) *Learned counsel for the petitioner further submits that, following the registration of the FIR on the basis of the said complaint, investigating agency has also placed reliance solely on the report which was prepared at the*



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complainant's own instance. It is, therefore, argued that a criminal case could not have been registered against the petitioner's firm merely on the basis of a report procured by the complainant himself. In the absence of any independent or official analysis/report from a government-recognized expert or laboratory, no offence is made out against the petitioner or the firm.

(iv) It is further submitted that custodial interrogation of the petitioner would serve no useful purpose, as the gear oil is already sealed in containers and can be recovered at any time by the investigating officer. Moreover, petitioner is ready to join the investigation and fully cooperate, if protected from arrest by this Court. Thus, counsel prays for grant of concession of anticipatory bail to the petitioner in the present case.

(v) Notice of motion.

(vi) On advance notice, Mr. Neeraj Madaan, Sr. DAG, Punjab, puts in appearance on behalf of the respondent – State.

(vii) Mr. P.S. Ahluwalia, Advocate, puts in appearance on behalf of the complainant, and submits that from November 2024 onwards, certain farmers began raising complaints against the complainant-company, alleging that their agricultural equipment was overheating and not functioning properly.

The complainant has alleged that, as a result of these complaints, he suffered losses to the tune of Rs.2.60 crores, towards replacement and repair of instruments and gearboxes of agricultural equipments. In support of his claim, complainant has relied upon a report prepared by a so-called expert, which was obtained independently at the complainant's own instance, allegedly confirming adulteration or deficiency in the quality of the gear oil supplied.

(viii) Adjourned to 18.11.2025.

Learned State counsel is directed to file a status report in the matter, specifically indicating whether any independent report has been obtained by the investigating agency in relation to the allegations, or not.

(ix) In the meanwhile, the petitioner is directed to join the investigation as and when required to do so by the Investigating Agency. In the event of his arrest, the petitioner shall be released on ad-interim bail, subject to his furnishing bail bonds to the satisfaction of the Arresting Officer. The petitioner shall also be abide by all the conditions laid down under Section 482(2) of BNSS, 2023 (earlier Section 438(2) Cr.P.C.).

(x) Besides, it is directed that petitioner would hand over his passport to the Investigating Agency or to Court concerned, if he possesses. 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. ”

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3. Learned counsel for the petitioner submits that in pursuance to the directions issued by this Court vide order dated 31.07.2025, the petitioner has joined investigation.

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 31.07.2025 passed by this Court is hereby made absolute. Accordingly, present petition is allowed.

7. The 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.

8. However, present order would be subject to the submission of his passport to the Investigating Agency or to Court concerned, if he possesses, within a period of one week from today. Otherwise, he would submit an affidavit, disclosing the fact that he does 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.

23.03.2026

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**(SANJAY VASHISTH)
JUDGE**Whether Speaking/Reasoned:
Whether Reportable:**YES/NO
~~YES~~/NO**