



CRM-M-45151-2025

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-45151-2025
Decided on: 25.03.2026

Gurpreet SinghPetitioner

Versus

State of PunjabRespondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. P.S. Paul, Advocate for the petitioner

Mr. Neeraj Madaan, Sr. DAG, Punjab.

SANJAY VASHISTH, J.

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 hereunder:-

Name & age of Petitioner (s)	FIR No.	Date	Section(s)	Police Station	District
Gurpreet Singh aged about 39 years	47	09.04.2025	21-29-61 of NDPS Act and Section 111 of BNS 2023 and Sections 27-29 of NDPS Act	Sadar Rupnagar	Rupnagar, Punjab.

2. After hearing learned counsel for the petitioner on 20.08.2025 following was recorded:

- “1. xxx
2. Learned counsel for the petitioner, inter alia, contends that recovery in the present case pertains to 25 grams of heroin, which was recovered from the main accused, namely Harish @ Harsh and Gurdeep Singh @ Kala. Petitioner, who is related to Harish @ Harsh as his uncle, has been implicated in the case solely on the basis of a disclosure statement made by the co-accused.



3. *It is submitted that apart from the disclosure statement, there is no other independent or corroborative evidence available with the prosecution to substantiate the allegations against the petitioner on a prima facie basis. Moreover, petitioner is ready to join the investigation and fully cooperate, if protected from arrest by this Court. Thus, prays for grant of concession of anticipatory bail to the petitioner in the present case.*

4. *Notice of motion.*

5. *On advance notice, Mr. Neeraj Madaan, Sr. DAG, Punjab, puts in appearance on behalf of the respondent – State, and seeks some time to file status report in the matter.*

However, to prevent loss to the State Exchequer, the appearance of the concerned respondent(s) in the subsequent proceedings will only be recognized, if the requisite process fee is deposited by the petitioner(s), within a period of one week from today.

6. *Adjourned to 18.11.2025.*

7. *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.).*

8. *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”

3. Continuing his submissions, learned counsel for the petitioner submits that in compliance with the order dated 20.08.2025 passed by this Court, petitioner has joined the investigation and has extended full cooperation. He, therefore, prays for confirmation of the interim anticipatory bail order.

4. Learned State Counsel, on instructions from ASI Raj Kumar submits that, in pursuance of the directions issued by this Court, petitioner joined the investigation on 01.10.2025, and as of now, his custodial interrogation is not required.

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5. I have heard learned counsel for the parties and perused the paper-book.

6. Since, petitioner has already joined the investigation and custodial interrogation is no more required at this stage; ad-interim bail order dated 20.08.2025, passed by this Court is hereby made absolute. Accordingly, present petition is allowed.

It is made clear that 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. However, it is clarified that in case the passport or an affidavit regarding non-possession of a passport, if he does not possess one, is not submitted to the Investigating Agency or the Court concerned within a period of two weeks from today, the present order shall be deemed to be inoperative and the Investigating Officer shall be at liberty to proceed with the arrest of the petitioner.

8. Accordingly, petition stands disposed of.

(SANJAY VASHISTH)
JUDGE

25.03.2026

Rashmi

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