

2026-PHHC-036490



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

107

CRM-M-55737-2025 (O & M)
Date of decision: 10.03.2026

ASHISH MASIH

....Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. Dhawaljeet Dutta, Advocate, for the petitioner.

Ms. Gagandeep Kaur, DAG, Punjab.

AMAN CHAUDHARY, J. (ORAL)

1. The present petition has been filed under Section 482 BNSS for grant of anticipatory bail to the petitioner in case FIR No.26 dated 06.05.2025, registered at Police Station Ghuman Kalan, District Gurdaspur, under Sections 308(4), 3(5) of BNS and Section 25 of the Arms Act.

2. On 01.10.2025, this Court had passed the following order:-

“Notice served upon the official respondent through the State's counsel.

The Senior Most Investigator conducting the investigation in the FIR captioned above is to file/hand over the status report/instructions positively before the next date, failing which the concerned Superintendent of Police or an equivalent or higher Police Officer shall file/hand over their Reply/Response/Instructions/Status report by the extended date, and if it is still not filed, the concerned Inspector General of police shall have to file it.

The Reply/Response/Instructions/Status report shall also mention the following details under headings:

- A. The evidence based on which the petitioner was arraigned as an accused.
- B. The evidence against the petitioner.
- C. The role of the petitioner.

- D. In case of dismissal of this petition, would the police arrest the petitioner in this FIR, and do they need the accused's police custody?
- E. Petitioner's criminal antecedents, except the FIRs in which petitioner was absolved, discharged, or acquitted.

In the meantime, the petitioner's arrest shall remain stayed in the FIR captioned above until further orders subject to petitioner joining investigation on 13.10.2025 & 14.10.2025 at 10:00 am in the concerned police station. In case, he fails to do so, on this ground alone, interim protection shall stand vacated. It is clarified that the order of stay of arrest shall not be construed as an order of interim bail.

List on 04.11.2025.”

3. Learned counsel submits that in pursuance of the aforementioned order, the petitioner has not only joined investigation but also fully cooperated with the investigating agency. He further submits that the petitioner is not involved in any other case and in case the investigating agency requires him to appear, he shall make himself available without demur.

4. Learned State counsel on instructions from SI Jagdish Singh affirms the factum of joining the investigation by the petitioner and cooperating with the investigating agency. She also submits that at this stage, the petitioner is not required for further custodial interrogation.

5. In view of the above and without expressing any opinion on the merits of the case, anticipatory bail petition filed by the petitioner is allowed and the order dated 01.10.2025 granting interim bail to him, is hereby made absolute, subject to compliance of conditions as specified under Section 482(2) of BNSS, 2023.

6. However, it is made clear that if the petitioner fails to join and cooperate with the investigating agency as and when required, the State would be at liberty to move an application for cancellation of the present anticipatory bail granted to him.

10.03.2026

parveen kumar

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

(AMAN CHAUDHARY)
JUDGE