



CRM-M-57445-2025

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

213

CRM-M-57445-2025
Decided on: 14.01.2026

Sagar

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Saurav Rao, Advocate for
Mr. A.S. Manaise, Advocate
for the petitioner.
Mr. Vinay Malhotra, DAG Punjab

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 petitioner, who has been booked in a criminal case arising out of FIR No.67 dated 09.12.2024, under Sections 308(5) of BNS (Section 61(2) BNS and Section 21(B0, 27(A), 29 of NDPS Act added later on) at PS Tibber, District Gurdaspur.
2. On 17.10.2025, following order was passed:
- “(i) 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 of Petitioner(s)	FIR No.	Date	Section(s)	Police Station	District
Sagar, aged about 24 years	67	09.12.2024	308(5) of BNS (Section 61(2) BNS and	Tibber	Gurdaspur



			Section 21(B0, 27(A), 29 of NDPS Act added later on)		
--	--	--	---	--	--

(ii) Learned counsel for the petitioner, inter alia, submits that co accused Sahil Saini, who was implicated in the present case solely on the basis of disclosure statement of another co-accused, namely Rohit, was not found to be associated with any gang or group. Consequently, he was granted the concession of anticipatory bail by this Court, vide order dated 14.07.2025 passed in CRM-M-33920-2025 (Annexure P-2).

(iii) It is further submitted that petitioner has been involved in one more case, i.e. FIR No.225 dated 19.12.2024, registered under Sections 21 and 29 of the NDPS Act, at Police Station Division No.8, District Jalandhar. Even in that case, implication of the petitioner is based solely on a disclosure statement, and this Court has already granted him the concession of interim anticipatory bail, vide order dated 01.10.2025 passed in CRM-M-55831-2025 (Annexure P-3).

Further contends that in the present case as well, petitioner has been nominated only on the basis of disclosure statement of co accused Rohit, and apart from said disclosure, there is no other corroborative or connecting evidence available with the prosecution. 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.

(iv) Notice of motion.

(v) 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.

(vi) Adjourned to 14.01.2026.

(vii) 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.).

(viii) 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.

(ix) It is also directed that before leaving country any time during trial, petitioner



CRM-M-57445-2025

would seek prior permission of the Court ”

3. Learned State counsel on instructions contends that in compliance to the order dated 17.10.2025 passed by this Court, the petitioner has joined the investigation, and as of now, custodial interrogation of the petitioner is not required for the purpose of investigation.

4. Since, petitioner has already joined the investigation and custodial interrogation is no more required; ad-interim bail order dated 17.10.2025 passed by this Court is hereby made absolute. Accordingly, present petition is allowed.

5. 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.

6. 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.

7. It is clarified that in case, aforesaid condition is not complied with, this order would be considered as *non est* automatically.

(SANJAY VASHISTH)
JUDGE

14.01.2026

reena

Whether Speaking/Reasoned:
Whether Reportable:

YES/NO
YES/NO