



CRM-M-58730-2025(O&M)

1

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

110

CRM-M-58730-2025(O&M)

Decided on: 26.02.2026

Ajay

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. J.P. Jangu, Advocate for the petitioner.

Mr. Kanwar Sanjiv Kumar, AAG, Haryana.

SANJAY VASHISTH, J.

1. Prayer in this petition, filed under Section 482 of the BNSS, 2023, 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
Ajay	335	29.08.2025	25/54/59 of Arms Act	City Fatehabd, Fatehabad

2. On 16.10.2025, following order was passed:

“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 of Petitioner (s)	FIR No.	Date	Section(s)	Police Station	District
Ajay	335	29.08. 2025	25/54/59 of Arms Act	City Fatehabad	Fatehabad



2. *Allegations levelled by the prosecution is that two pistols of .32 bore were recovered from the main accused, Ishwar @ Ajay, who disclosed that both pistols were purchased by him from the petitioner.*

3. *Learned counsel for the petitioner contends that, apart from the disclosure statement of co-accused Ishwar, no other substantial evidence is currently available with the prosecution to connect the petitioner to the crime. There is neither any prior relationship nor any monetary transaction between the two. Therefore, counsel prays for the grant of anticipatory bail, as the petitioner is ready and willing to cooperate with the investigation, provided he is protected from arrest.*

4. *Notice of motion.*

On advance notice, Mr. Kanwar Sanjiv Kumar, Asst. Advocate General, Haryana, appears on behalf of the respondent – State. He seeks some time to file status report.

5. *List on 17.12.2025.*

6. *Till the next date of hearing, arrest of the petitioner shall remain stayed. However, the issue of the petitioner joining the investigation will be examined after considering the reply/status report of the respondents.”*

3. As per the allegations, two .32 bore pistols were recovered from the main accused, Ishwar @ Ajay, from the left pocket of the jeans worn by him. During the course of investigation, a disclosure statement of the said accused, Ishwar @ Ajay, was recorded, wherein the name of petitioner surfaced as the alleged supplier of the said pistols.

4. Learned counsel for the petitioner submits that, apart from the disclosure statement, there is no other connecting evidence against the petitioner, and that a disclosure statement, by itself, is not admissible in evidence under the law.

**CRM-M-58730-2025(O&M)****3**

5. A perusal of paragraphs 9 and 10 of the status report reveals that the prosecution relies solely upon the disclosure statement of co-accused Ishwar @ Ajay, and no other specific evidence has been pointed out therein. In these circumstances, this Court does not find any substantial reason to subject the petitioner to custodial interrogation at this stage. Accordingly, present petition is allowed. Petitioner is directed to join the investigation within two weeks from today. In the event of his arrest, the petitioner shall be released on 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.

However, 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.

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.

6. Accordingly, petition stands disposed of.

(SANJAY VASHISTH)
JUDGE

February 26,2026
rashmi

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