



CRM-M-61510-2025

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

215/2

CRM-M-61510-2025
Decided on: 14.01.2026

Jaswinder Singh and others

.....Petitioners

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. C.S. Bahia, Advocate
for the petitioners.
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 petitioners, who have been booked in a criminal case arising out of FIR No.132, dated 29.09.2025, under Sections 303(2), 324(4), 61(2) of BNS, 2023, registered at Police Station Gidderbaha, District Sri Muktsar Sahib.

2. On 03.11.2025, following order was passed:

“(i) Present petition has been filed by the petitioners, seeking grant of anticipatory bail, in case, FIR No.132, dated 29.09.2025, under Sections 303(2), 324(4), 61(2) of BNS, 2023, registered at Police Station Gidderbaha, District Sri Muktsar Sahib.

(ii) Learned counsel for the petitioners, inter alia, contends that allegations in the present case pertain to the alleged missing of a 20 horsepower motor, which had already been installed by the Water Resources Department, Sri Muktsar Sahib, for the purpose of irrigating approximately 345 acres of agricultural fields after laying pipelines

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connected to 53 houses.

(iii) It is submitted that FIR does not specify the basis on which the allegations have been levelled against the accused persons named therein, namely Baltej Singh, Jaswinder Singh, Amrik Singh, Sukhpal Singh, Jaskaran Singh, Harmeet Singh, Malkeet Singh, Gurjant Singh, Harpreet Singh, Ruldu, and Mehak Singh, along with 2-3 unknown persons. The only apparent reason for implicating the petitioners appears to be an already existing dispute among co-sharers regarding the irrigation of land. Therefore, petitioners have been falsely involved in the present case without any credible evidence. Moreover, petitioners are ready to join the investigation and fully cooperate, if protected from arrest by this Court. It is further submitted that other co-accused persons have already been granted the concession of interim anticipatory bail by this Court, vide order dated 16.10.2025 passed in CRM-M-58327-2025, and said petition is now posted for 14.01.2026. Thus, counsel prays for grant of concession of anticipatory bail to the petitioners 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) To be heard along with CRM-M-58327-2025. Meanwhile, the petitioners are directed to join the investigation as and when required to do so by the Investigating Agency. In the event of their arrest, the petitioners shall be released on ad-interim bail, subject to their furnishing bail bonds to the satisfaction of the Arresting Officer. The petitioners 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 petitioners would hand over their passport to the Investigating Agency or to Court concerned, if they possess. Otherwise, would submit an affidavit, disclosing the fact that they do not possess any passport.

It is also directed that before leaving country any time during trial, petitioners would seek prior permission of the Court. ”



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3. Learned State counsel on instructions from HC Amandeep Singh contends that in compliance to the order dated 03.11.2025 passed by this Court, the petitioners have joined the investigation, and as of now, custodial interrogation of the petitioners is not required for the purpose of investigation.

4. Since, petitioners have already joined the investigation and custodial interrogation is no more required; ad-interim bail order dated 03.11.2025 passed by this Court is hereby made absolute. Accordingly, present petition is allowed.

5. The petitioners 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 their passport to the Investigating Agency or to Court concerned, if they possess, within a period of one week from today. Otherwise, they would submit an affidavit, disclosing the fact that they do 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

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Whether Speaking/Reasoned:
Whether Reportable:

~~YES/NO~~
~~YES/NO~~