



CRM-M-63821-2025

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-63821-2025
Decided on: 02.02.2026

Desh Deepak

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Rahul Sangwan, Advocate
for the petitioner.
Mr. Pawan Kumar Jhanda, Sr. DAG Haryana

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.148 dated 01.10.2025, under Section 61(1)(a) of the Punjab Excise (Haryana Amendment) Act, 2020 at PS Sadar Jagadhri, District Yamuna Nagar.

2. On 13.11.2025, 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
Desh Deepak, aged about 38 years	148	01.10.2025	61(1)(a) of the Punjab Excise (Haryana Amendment) Act, 2020	Sadar Jagadhri	Yamuna Nagar

(ii) Learned counsel for the petitioner, inter alia, contends that on the basis of receipt of secret information, it was alleged that one Ankush alias Bulla was



about to come from Chandigarh towards Jagadhri–Yamuna Nagar in a vehicle bearing registration No.HR-58E 0695, loaded with a large quantity of liquor without any licence or permit. Acting on the said information, a ruqa was sent to the police station for registration of an FIR, and thereafter, by installing a nakka, the said vehicle along with the named accused Ankush @ Bulla was apprehended. Upon search of the vehicle, thirty boxes of liquor of Marka Royal Stag, nine boxes of Marka Star Gold, and six boxes of beer of Marka Medusa were allegedly recovered.

(iii) Counsel for the petitioner submits that Ankush @ Bulla, who was arrested on the spot at the time of recovery, has already been granted the concession of bail by learned Judicial Magistrate Ist Class, Jagadhri, vide order dated 08.10.2025. It is contended that name of the petitioner does not find mention in the FIR and he has been implicated subsequently on the basis of the disclosure statement of the co-accused Ankush @ Bulla, who, in fact, was the registered owner of the said Mahindra Bolero vehicle, from which liquor was recovered.

Further argues that merely because the petitioner is known to the co-accused and is allegedly involved in about nine other criminal cases, details of which along with their status are mentioned in paragraph No.18 of the present petition, he has been falsely implicated in the present case as well.

(iv) It is further submitted that nothing is to be recovered from the possession of the petitioner. However, petitioner is ready and willing to join the investigation and to fully cooperate with the investigating agency, if granted protection from arrest by this Court. Thus, prays for grant of concession of anticipatory bail to the petitioner in the present case.

(v) Notice of motion.

(vi) On advance notice, Mr. Kanwar Sanjiv Kumar, AAG, Haryana, puts in appearance on behalf of the respondent – State, and seeks some time to file status report in the matter.

(vii) Adjourned to 02.02.2026.

(viii) 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 abide by all the conditions laid down under Section 482(2) of BNSS, 2023 (earlier Section 438(2) Cr.P.C.).

(ix) 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,



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petitioner would seek prior permission of the Court. ”

3. Learned counsel for the petitioner submits that in pursuance to the directions issued by this Court vide order dated 13.11.2025, the petitioner has joined investigation.

4. Learned State counsel on instructions, confirms the said averment made by counsel for the petitioner of joining the investigation by the petitioner, and submits that as of now, custodial interrogation of the petitioner is not required for the purpose of investigation.

5. Heard learned counsel for the parties.

6. Since, petitioner has already joined the investigation and custodial interrogation is no more required; ad-interim bail order dated 13.11.2025 passed by this Court is hereby made absolute. Accordingly, present petition is allowed.

7. 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.

8. 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.

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

02.02.2026

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(SANJAY VASHISTH)
JUDGE

Whether Speaking/Reasoned:
Whether Reportable:

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