



CRM-M-64013-2025

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

212

CRM-M-64013-2025
Decided on: 02.02.2026

Bhag Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Namish Sodhi, 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.229 dated 26.09.2025, under Section 61 of Punjab Excise Act, 1914, at PS Sadar Tarn Taran, District Tarn Taran.

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
Bhag Singh, aged about 58 years	229	26.09.2025	61 of Punjab Excise Act, 1914	Sadar Tarn Taran	Tarn Taran

(ii) Learned counsel for the petitioner, inter alia, contends that petitioner,

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aged about 58 years, has clean antecedents, and nothing adverse has ever been reported against him in the past. It is submitted that a false case has been registered against the petitioner by allegedly planting three drums containing 150 litres of lahan, purportedly shown to have been recovered from his house. In fact, it is asserted that no such recovery was ever effected, and a false recovery has been projected to falsely implicate the petitioner, who is completely innocent and unaware of the alleged contraband.

(iii) Further submits that since the alleged recovery has already been effected, though in the absence of the petitioner, his custodial interrogation would serve no useful purpose. Nevertheless, petitioner is ready and willing to join the investigation and cooperate fully with the CRM-M-64013-2025-2 investigating agency, if protected from arrest. Thus, counsel prays for grant 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 02.02.2026.

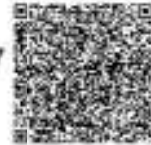
(vii) Meanwhile, the petitioner is directed to join the investigation as and when required to do so by the Investigating Agency. In the event of his arrest, the petitioner shall be released on ad-interim bail, subject to his furnishing bail bonds to the satisfaction of the Arresting Officer. The petitioner shall also 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.

It is also directed that before leaving country any time during trial, 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 on



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09.12.2025, 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**