



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH.

280

CRM-M-65313-2025 (O&M).
Date of Decision: 05.05.2026.

Gagandeep Singh
State of Punjab

VERSUS

....Petitioner.
....Respondent.

CORAM : HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Ashok Kumar Sharma, Advocae for the petitioner.
Mr. Jasdeep Singh, Additional Advocate General, 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 First Information Report, as detailed hereunder:-

Name of petitioner(s)	FIR No.	Date	Section(s)	Police Station	District
Gagandeep Singh	26	26.04.2025	21 NDPS Act (29 NDPS Act added lateron on)	Lakho Ke Behram	Ferozepur

2. On 19.11.2025, following order was passed:-

- “i). xxx
- ii) As per the case of the prosecution, on 26.04.2025, during routine patrolling, co-accused Lazar s/o Balkar Singh, and Amarjit Singh s/o Karnail Singh, were apprehended on suspicion while travelling on a motorcycle. On search, 1 kg 23 grams of heroin was recovered from a kit bag carried by co-accused Lazar. During interrogation, both accused

disclosed that the recovered heroin belonged to Gagandeep Singh (petitioner herein), who used to hand it over to them for further supply to customers. Accordingly, the applicant was nominated, and an offence under Section 29 of the NDPS Act, 1985 was added vide DDR No. 17 dated 29.04.2025.

iii) Learned counsel for the petitioner submits that petitioner has been nominated solely on the basis of disclosure statements made by the coaccused, which are inadmissible in law unless the recovery is directly linked to him. It is contended that the petitioner has not been found in possession of any contraband and no independent evidence connects him to the alleged offence. Counsel submits that custodial interrogation would serve no meaningful purpose, and petitioner is willing to cooperate with the investigation if protection from arrest is granted.

iv) Notice of motion.

On advance notice, Mr. Neeraj Madaan, Sr. DAG, Punjab puts in appearance on behalf of the respondent – State. He seeks some time to file reply.

v) Adjourned to 09.02.2026.

vi) In the meanwhile, petitioner is directed to join the investigation as and when required to do so by the Investigating Agency. In the event of his arrest, petitioner shall be released on 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.).

vii) 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 passport.

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

3. Continuing his submissions, learned counsel for the petitioner contends that in compliance of the order dated 19.11.2025, passed by this Court, petitioner has joined the investigation, and has fully co-operated. Therefore, he prays for confirmation of the said interim anticipatory bail order.

4. Learned State counsel on instructions from ASI Gurdeep Singh,

confirms the said averment made by counsel for the petitioner of joining the investigation on 01.12.2025 by the petitioner, and submits that as of now, custodial interrogation of the petitioner is not required for the purpose of investigation. He further submits that petitioner has furnished affidavit that he does not possess any Passport.

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 19.11.2025, passed by this Court is hereby made absolute. Accordingly, present petition is allowed.

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.

7. Accordingly, petition stands disposed of.

(SANJAY VASHISTH)
JUDGE

05.05.2026
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Whether speaking/ reasoned	:	Yes/ No
Whether Reportable	:	Yes/ No