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CRM-M-67204-2025 (O&M)

106-A

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-67204-2025 (O&M)
Date of Decision: 26.02.2026

Mamta

.. Petitioner

Vs.

State of Haryana

..Respondent

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present: Mr. Mayank Goyal, Advocate for the petitioner.

Mr. Gautam Kaile, DAG, Haryana.

...

AMAN CHAUDHARY, J. (Oral)

1. The present petition has been filed under Section 482 of BNSS, 2023 for grant of anticipatory bail to the petitioner in case FIR No.354 dated 12.07.2025 registered under Sections 15(b)/61/85 of Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'NDPS Act') registered at Police Station Rania, District Sirsa.

2. On 01.12.2025, this Court had passed the following order:-

"Through the instant petition filed under Section 482 Bharatiya Nagarik Suraksha Sanhita, 2023, prayer is for grant of anticipatory bail to the petitioner in case bearing FIR No.354 dated 12.07.2025 registered under Sections 15(b)/61/85 of Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'NDPS Act') registered at Police Station Rania, District Sirsa.

Learned counsel for the petitioner contended that two FIRs were registered against the petitioner on the same day; the allegation against the petitioner is that on her asking, co-accused, namely, Vinod supplied contraband to Gurpreet Singh @ Gopi and Shankar Lal @ Sethi; neither the petitioner is supplier nor the receiver of the said contraband in the present case; in the connected case, on similar facts, the petitioner has been granted the relief of anticipatory bail in the connected FIR, registered on the same day, passed by a Co-ordinate Bench of this Court in CRM-M No.66708 of 2025 vide order dated 28.11.2025; co-accused, namely, Vinod has also been granted the concession of anticipatory bail by this Court; the alleged contraband falls under the category of intermediate quantity i.e. non-commercial quantity; the petitioner is a lady of 30 years



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of age and is ready to join investigation; she was nominated in the present case only on the basis of disclosure statement made by co-accused, namely, Shankar Lal @ Sethi, which is inadmissible in law and except the disclosure statement, there is no other evidence available with the investigating agency regarding the involvement of the petitioner in the present case.

Learned State counsel appeared on advance notice and submitted that the petitioner is required for custodial interrogation; she has actively participated in the commission of offence; the allegation levelled against the petitioner is serious in nature as on her asking, the contraband was supplied by co-accused.

Keeping in view the facts and circumstances of the case and that the petitioner was nominated in the present case only on the basis of disclosure statement made by co-accused, namely, Shankar Lal @ Sethi, which is inadmissible in law and except the disclosure statement, there is no other evidence available with the investigating agency regarding the involvement of the petitioner in the present case; the allegation against the petitioner is that on her asking, co-accused, namely, Vinod supplied contraband to Gurpreet Singh @ Gopi and Shankar Lal @ Sethi; the alleged contraband falls under the category of intermediate quantity i.e. non-commercial quantity; the petitioner has been granted the relief of anticipatory bail in connected FIR bearing No.355 dated 12.07.2025, registered on the same day, passed by a Co-ordinate Bench of this Court in CRM-M No.66708 of 2025 vide order dated 28.11.2025; the petitioner was not named in the FIR and has no specific role in the commission of crime; the petitioner is ready to join investigation and co-operate with the investigating agency, so, at this stage, she is directed to join the investigation as and when required by Investigating Officer. In the event of her arrest, the petitioner shall be admitted to interim bail on furnishing of bail/surety bonds to the satisfaction of investigating/arresting officer subject to the conditions as envisaged under Section 482(2) of the BNSS (erstwhile Section 438(2) Cr.P.C.) till the next date of hearing.

To be heard along with CRM-M No.66708 of 2025 i.e. on 12.12.2025.”

3. Learned counsel submits that in pursuance of the aforementioned order, the petitioner has not only joined investigation but also fully cooperated with the investigating agency. He further submits that in case the investigating agency requires the petitioner to appear, she shall make herself available without demur.

4. Learned State counsel on instructions from ASI Sandeep affirms the factum of joining the investigation by the petitioner and cooperating with the investigating agency. He also submits that at this stage, the petitioner is not required for further custodial interrogation.

4. In view of the above and without expressing any opinion on the merits of the case, anticipatory bail petition filed by the petitioner is allowed

and the order dated 01.12.2025 granting interim bail to her, is hereby made



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absolute, subject to compliance of conditions as specified under Section 482(2) of BNSS, 2023.

5. However, it is made clear that if the petitioner fails to join and cooperate with the investigating agency as and when required, the State would be at liberty to move an application for cancellation of the present anticipatory bail granted to her.

26.02.2026
Jasmine Kaur

(AMAN CHAUDHARY)
JUDGE

Whether speaking/reasoned	Yes	No
Whether reportable	Yes	No