

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

2026:PHHC:021236



314

CRM-M-69315-2025 (O&M)
Date of decision:11.02.2026

Ajay @ Balwant Singh

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. Manpreet Singh Rai, Advocate for
Mr. J.S. Dhaliwal, Advocate for the petitioner.

Mr. Durgesh Garg, AAG, Punjab.

...

Manisha Batra, J. (Oral).

1. The present petition has been filed by the petitioner for grant of anticipatory bail in case arising out FIR No.142, dated 25.10.2025, registered under Section 115(2), 190, 191(3) and 117(2) of the BNS, at Police Station Bahav Wala, District Fazilka.

2. Vide order dated 09.12.2025, passed by this Court, the petitioner was granted interim bail and was directed to join investigation.

3. Learned State counsel on instructions from the Investigating Officer has submitted that though the petitioner has joined investigation on 15.12.2025, however, for conducting proper investigation in the matter, his custodial interrogation is required.

4. This Court has heard the rival submissions made by learned counsel for the parties.

5. Given the nature of the allegations as levelled against the petitioner, this Court is of the considered opinion that no case for pre-trial incarceration of the petitioner is made out. Pre-trial incarceration even otherwise should not be a replica of post conviction sentencing. Accordingly, the present petition is allowed and the order dated 09.12.2025 granting interim bail to the petitioner is made absolute, subject to compliance of conditions laid down in Section 482(2) of BNSS.
6. Since the main petition has been disposed of, pending application, if any, is rendered infructuous.

11.02.2026

harjeet

Whether speaking/reasoned :	Yes/No
Whether reportable :	Yes/No

(MANISHA BATRA)
JUDGE