



CRM-M-70170-2025

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

113

CRM-M-70170-2025
Decided on: 24.02.2026

Vinesh Kumar

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. R.K. Choudhary, Advocate for
Mr. Divyansh Shukla, Advocate
for the petitioner.

Mr. Kanwar Sanjiv Kumar, AAG 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.280 dated 24.10.2025, under Sections 15(b) of the NDPS Act at PS Mundkati, District Palwal.

2. On 12.12.2025, 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
Vinesh Kumar, aged about 38 years	280	24.10.2025	15(b) of the NDPS Act, 1985	Mundkati	Palwal

(ii) Learned counsel for the petitioner, inter alia, contends that recovery of 25 kilograms 620 grams of poppy straw has been affected from one accused namely



Rakesh, on 24.10.2025. Subsequent to the registration of FIR, accused Rakesh was arrested, and on the basis of his disclosure statement, name of the petitioner has been involved in the present case, as supplier of the alleged contraband to the said accused Rakesh.

(iii) Counsel for the petitioner further submits that except of the disclosure statement, no other connecting evidence is available with the prosecution. Moreover, petitioner who is of the age of 38 years, has never been found involved in any similar activity, in the past. Thus, a false case has been planted against the petitioner, without there being any substantial evidence with the prosecution. However, petitioner is ready to join the investigation and fully cooperate, if protected from arrest by this Court. Thus, counsel prays for grant of concession of anticipatory bail to the petitioner in the present case.

(iv) Notice of motion.

(v) 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.

(vi) Adjourned to 24.02.2026.

(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 12.12.2025, the petitioner has joined investigation.

4. Learned State counsel on instructions from SI Hardwari Lal, confirms the said averment made by counsel for the petitioner of joining the investigation by the petitioner on and submits that as of now, custodial interrogation of the

**CRM-M-70170-2025**

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 12.12.2025 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.

24.02.2026

reena

**(SANJAY VASHISTH)
JUDGE**

Whether Speaking/Reasoned:
Whether Reportable:

YES/NO
YES/NO