



**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

103

CRM-M-71026-2025

Date of Decision: 06.03.2026

IRSHAD

...Petitioner

Versus

STATE OF HARYANA

...Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. Waqar Ahmed Khurshid, Advocate for the petitioner.

Ms. Himani Arora, DAG, Haryana.

MANISHA BATRA, J. (ORAL)

1. The present petition has been filed by the petitioner for grant of anticipatory bail in case FIR No.174 dated 26.11.2025, registered under Section 25(1B)A of Arms Act, at Police Station Bichhor, Nuh, Haryana.
2. Vide order dated 16.12.2025 passed by this Court, the petitioner was granted interim bail and was directed to join investigation.
3. Learned State counsel, SI Inderjeet Singh, has submitted that the petitioner has joined the investigation on 28.02.2026. Learned State counsel further submitted that one *katta* has been got recovered at the instance of the petitioner. It is further submitted that the petitioner has disclosed that he had destroyed one *katta* and four live cartridges. On the oral request of learned counsel for the petitioner, the offence under Section 238 of BNSS is ordered to be added in the headnote as well as in the prayer clause of the petition, as the offence under Section 238 of BNSS has been added during the course of investigation. Learned State counsel has further



submitted that since the petitioner has destroyed the evidence of the offence, his further custodial interrogation is required and he does not deserve to be extended the benefit of pre-arrest bail.

4. Keeping in view the nature of the allegations levelled against the petitioner, this Court is, however, of the considered opinion that pre-trial incarceration of the petitioner is not required. As such, a case is made out for allowing the present petition. Accordingly, the present petition is allowed and the order dated 16.12.2025, granting interim bail to the petitioner, is made absolute, subject to the conditions laid down in Section 482(2) of Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023.

(MANISHA BATRA)
JUDGE

March 06, 2026
Nisha-1

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