



CRM-M-71393-2025

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

118

CRM-M-71393-2025
Decided on: 24.02.2026

Jashandeep Singh @ Jashan @ Jaspal SinghPetitioner

Versus

State of PunjabRespondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Shivender, Advocate for the petitioner.

Mr. Neeraj Madaan, Sr. DAG, Punjab.

Mr. Amandeep Singh Saini, Advocate for the complainant.

SANJAY VASHISTH, J.

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 & age of Petitioner (s)	FIR No.	Date	Section(s)	Police Station	District
Jashandeep Singh @ Jashan @ Jaspal Singh	268	24.10.2025	115(2), 331(6), 324(4), 191(3), 190 of BNS (Section 117(2) of BNS, 2023 was added later on)	Dharamkot	Moga

2. On 18.12.2025, following order was passed:-

“(1) On a call given by the Punjab and Haryana High Court Bar Association, the Members of the Bar are abstaining from work w.e.f. 15.12.2025. Position is same even today.



(2) *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 case FIR No. 268, dated 24.10.2025, under Sections 115(2), 331(6), 324(4), 191(3), 190 of BNS (Section 117(2) of BNS added later on) at Police Station Dharamkot, District Moga.*

(3) *As per allegations in the FIR, petitioner Jashandeep Singh @ Jashan @ Jaspal Singh was armed with gandasi but no specific injury is detailed in the FIR. It also appears that petitioner himself had suffered injuries in the incident and in that also case is registered separately.*

(4) *Notice of motion for 24.02.2026.*

(5) *In the 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 be abide by all the conditions laid down under Section 482(2) of BNSS, 2023 (earlier Section 438(2) Cr.P.C.).*

(6) *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. Continuing his submissions, learned counsel for the petitioner contends that, in compliance with the order dated 18.12.2025 passed by this Court, petitioner has joined the investigation and has

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extended full cooperation. He, therefore, prays for confirmation of the interim anticipatory bail order.

4. Learned State counsel, while filing a comprehensive reply by way of affidavit of Jasvarinder Singh, PPS, Deputy Superintendent of Police, Dharamkot, District Moga, in CRM-M-73088-2025, submits that petitioner, although having joined the investigation, has not fully co-operated and has not disclosed any information regarding the weapon used by the accused during the commission of the crime. Learned State counsel, therefore, prays that the petitioner be remanded for custodial interrogation.

5. I have heard learned counsel for the parties and perused the paper-book.

6. For the purpose of effecting recovery of the weapons, once petitioner has joined the investigation, it is for the investigating agency to proceed in accordance with the standard of investigation. In the ordinary course, an accused cannot be compelled to produce evidence against himself, and, for this reason, he cannot be subjected to custodial interrogation. Since petitioner has already joined the investigation, ad-interim bail granted by this Court on 18.12.2025 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.

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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.

It is clarified that in case, aforesaid condition is not complied with, this order would be considered as non est automatically.

7. Accordingly, petition stands disposed of.

(SANJAY VASHISTH)
JUDGE

24.02.2026

Rashmi

Whether Speaking/Reasoned: **YES/NO**
Whether Reportable: **YES/NO**