



CRM-M-72416-2025

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-72416-2025
Decided on: 16.03.2026

Kuldip ChandPetitioner

Versus

State of PunjabRespondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Ms. Swati Verma, Advocate for the petitioner.

Mr. Jasdeep Singh, Addl. A.G., Punjab.

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
Kuldip Chand, aged 55 years	15	05.02.2025	21 of NDPS Act, 1985 (sections 29, 61 of NDPS Act were added lateron)	Sadar Jalandhar, District Police Commissionerate	Jalandhar

2. On 22.12.2025, following order was passed:-

“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	FIR No.	Date	Section(s)	Police Station	District
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Petitioner (s)					
Kuldip Chand, aged 55 years	15	05.02.2025	21 of NDPS Act, 1985 (sections 29, 61 of NDPS Act were added lateron)	Sadar Jalandhar, District Police Commissionerate	Jalandhar

2. As per allegations, while police team was patrolling the area of village Lakhanpal, two persons, namely, Bulla and Harpreet Kaur @ Preeti w/o Bulla, were noticed, who on seeing the police party threw the polythene in their hand, to the right side of the Phirni.

On affecting search of the polythene, 50 grams of heroin was recovered from the polythene thrown by the aforementioned accused. Consequent thereupon, FIR in question in regard to the recovery of 50 grams of heroin was registered.

3. Subsequent to the registration of FIR, 260 grams of heroin was more recovered at the instance of accused – Harpreet Kaur. Thus, prosecution developed its version that total there is recovery of 310 grams of heroin (50 gm + 260 gm) from the accused mentioned in the present case.

4. Learned counsel for the petitioner argues that petitioner is aged 55 years and has not been named in the FIR. As per allegations developed through disclosure statement of the already arrested accused – Harpreet Kaur @ Preeti, it is the petitioner and other accused namely, Sandeep Kaur & Nirmal Kaur, who are related as daughter and wife of the petitioner, had supplied the recovered contraband to the accused mentioned in the FIR, have already been granted the concession of anticipatory bail by the Coordinate Bench of this Court vide order dated 19.05.2025 passed in CRM-M-13331-2025, titled as, “Sandeep Kaur and another v. State of



Punjab” (Annexure P3). Thus, being similarly situated, petitioner is also entitled for the same concession.

5. *Notice of motion.*

6. *On advance notice, learned State counsel puts in appearance on behalf of the respondent – State, and seeks some time to respond to the submissions addressed by learned counsel opposite, after seeking instructions. And, in case of necessity, to file status report by verifying the submissions addressed by the petitioner’s counsel.*

7. *Adjourned to 16.03.2026.*

8. *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.).*

9. *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 22.12.2025 passed by this Court, petitioner has joined the investigation and has extended full cooperation. He, therefore, prays for confirmation of the interim anticipatory bail order.

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4. Learned State counsel on instructions from ASI Gurnam Singh, submits that in pursuance of the directions issued by this Court, the petitioner joined the investigation and as of now, his custodial interrogation is not required.

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

6. Since, petitioner has already joined the investigation and custodial interrogation is no more required; ad-interim bail order dated 22.12.2025, passed by this Court 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.

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

16.03.2026
Rashmi



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