

2025:PHHC:117059



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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-8928-2025

Date of decision: September 01, 2025

Navjeet Singh

....Petitioner

versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE SUMEET GOEL

Present: Mr. Parminder Singh Rai, Advocate for the petitioner
(presence marked through video-conferencing).

Mr. Gurpartap S. Bhullar, AAG Punjab.

SUMEET GOEL, J. (ORAL)

1. Present petition has been filed under Section 482 of the
Bhartiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') for grant of
concession of anticipatory bail to the petitioner in case FIR No.217 dated
22.08.2019, under Sections 409, 420, 120-B of the IPC, 1860, registered at
Police Station City Moga, District Moga.

2. The Hon'ble Supreme Court, on 18.07.2025, had passed the
following order:

*“The petitioner is an accused in a complaint case bearing
FIR No. 217/2019 registered with Police Station City Moga,
District Moga, Punjab, for the offences punishable under
Sections 409, 420 & 120-B of the Indian Penal Code. Under the
my order impugned, the High Court called upon the SSP, Moga
as well as SSP, Bathinda to make joint efforts in nabbing the
petitioner and produced before the High Court within two
weeks. Being aggrieved, he had approached this Court and
vide order dated 02.05.2025, while issuing notice this Court
granted interim protection to the petitioner subject to
cooperation in the ongoing investigation.*”

Heard learned counsel for the petitioner and the respondent-State.

The learned counsel for the State submits that the petitioner is not cooperating with the investigation, however, considering the nature of the case, we are of the view that custodial interrogation of the petitioner is not required in this case subject to cooperation in the ongoing investigation. Consequently, we allow the prayer of the petitioner and make the order dated 02.05.2025 as absolute.

Accordingly, in the event of arrest the petitioner is directed to be released on bail forthwith on the usual terms and conditions to be decided by the concerned Court.

The present petition shall stand disposed of in the above terms along with pending application(s), if any.”

3. Learned State counsel (on instructions) has stated that the petitioner has joined investigation, but he is not cooperating therein inasmuch as the petitioner is not furnishing complete details/ documents sought for by the police.

4. Keeping in view the aforesaid order dated 18.07.2025 passed by the Hon'ble Supreme Court, and the petitioner having joined investigation, and his plea being opposed solely on the ground of his not giving information/ documents to the satisfaction of the police, cannot be a ground by itself, which is sufficient to term petitioner's conduct as non-cooperative.

5. The present petition is disposed of, accordingly.

6. This order should not be treated as “blanket” order. It will not be read granting petitioner indefinite protection from arrest. It shall be confined to the FIR mentioned *ibid* and will not operate in respect of any other incident that involves commission of an offence.

7. Liberty is reserved in favour of State/complainant to move for cancellation/recall of this order in case the petitioner violates any condition stipulated under Section 482(2) of BNSS, 2023 or upon showing any other sufficient cause.

8. Needless to say that anything observed herein above shall not be construed to be an opinion on the merits of the case.

9. Pending application(s), if any, shall also stand disposed of.

(SUMEET GOEL)
JUDGE

September 01, 2025

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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No