



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

**CRM-M-38202-2025
Date of decision: 21.07.2025**

BACHITAR SINGH

...PETITIONER

V/S

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Vikas Gupta, Advocate for the petitioner.

HARPREET SINGH BRAR, J. (ORAL)

1. Prayer in the present petition filed under Section 528 of BNSS is for issuance of directions to respondent Nos.2 to 4 to not to interfere in the peaceful life of the petitioner.

2. Learned counsel for the petitioner *inter alia* contends that the petitioner is aggrieved on account of high-handedness of police officials, who are not only continuously calling him to the police station but also harassing and threatening him that if he does not fulfill their demands, they will register a false case against him. Learned counsel further contends that earlier one criminal case under the NDPS Act was registered against the petitioner, whereby, he is on bail and regularly appearing in the said case. Learned counsel for the petitioner confines his prayer to the extent that in case, the presence of petitioner is required by respondent Nos.3 and 4 in connection with the investigation of a cognizable offence in order to safeguard the fundamental right of the petitioner to his life and liberty, he may be issued a notice under Section 179 of BNSS, 2023 (*erstwhile Section 160 Cr.P.C.*). In support of his averments, learned counsel places reliance upon the judgment



passed in *Smt. Nandini Satpathy vs. P. L. Dani and another; 1978 AIR Supreme Court 1025.*

3. Notice of motion.

4. Mr. Subhash Godara, Addl. A.G., Punjab, who is present in the Court accepts notice on behalf of respondent Nos.1 and 2 and submits that in case, the presence of petitioner is required in connection with investigation of a cognizable offence, he would be given a three days' prior notice under Section 179 of BNSS, 2023.

5. Disposed of accordingly.

July 21, 2025
manisha

(HARPREET SINGH BRAR)
JUDGE

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| (i) | Whether speaking/reasoned | Yes/No |
| (ii) | Whether reportable | Yes/No |