



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

242

CRM-M-47322-2025

Date of Decision: 09.10.2025

TARPAJ SINGH @ TARBHEJ SINGH

...PETITIONER

VS

STATE OF PUNJAB

..RESPONDENT

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Som Nath Saini, Advocate for the petitioner.

Mr. Vipul Sherwal, AAG, Haryana.

JASJIT SINGH BEDI, J. (ORAL)

Status report by way of an affidavit of Sh. Inderjit Singh, PPS, Deputy Superintendent of Police, (D), District Ludhiana (Rural) has been filed on behalf of respondent -State, which is taken on record.

On 28.08.2025, the following order was passed by this Court:-

“The prayer in the petition under Section 482 BNSS, 2023 is for grant of anticipatory bail to the petitioner in case FIR No.159 dated 27.06.2025 registered U/s 21, 25 of NDPS Act (Section 29 of NDPS Act added later on) at Police Station Sidhwan Bet District Ludhiana Rural.

The counsel for the petitioner contends that the petitioner has been named in the disclosure statement of his co-accused. Reliance is placed on the order in ‘Vijay Singh versus The State of Haryana, bearing Special Leave to Appeal (Crl.) No(s).1266/2023 decided on 17.05.2023’, which is reproduced as under:-

“ The petitioner is alleged to have committed offences under Sections 15 and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (hereinafter called the NDPS Act". His application for anticipatory bail was rejected by the High Court. The allegations in

the FIR are that 1.7 Kg of Poppy Straw (Doda Post) was recovered from the co-accused. The petitioner concededly was not present at the spot but was named by the co-accused. That apart there is no other material to implicate the petitioner. The prosecution urges that another case with allegations of commission of offence under the NDPS Act are pending against the petitioner. It is not denied that in those proceedings he was granted bail.

Having regard to these circumstances, the petitioner is directed to the enlarged on anticipatory bail, subject to such terms and conditions as the trial Court may impose.

The petition is allowed.

All pending applications are disposed of.”

Notice of motion for 08.10.2025.

On the asking of the Court, Mr. Viney Phogat, DAG, Haryana accepts notice on behalf of the respondent-State.

In the meantime, the petitioner is directed to appear before the SHO/Investigating Officer to join investigation and in the event of his arrest, he shall be released on bail on his furnishing bail bonds to the satisfaction of SHO/Investigating Agency subject to the following conditions as envisaged under Section 438(2) Cr.P.C:-

- i) that the petitioner shall make himself available for interrogation before the Investigating Officer as and when required;*
- ii) that the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him/her from disclosing such facts to the Court or to any police officer;*
- iii) that the petitioner shall not leave the country, without prior permission of the Court and shall surrender his passport, if any.*

Meanwhile, the State counsel is directed to file an affidavit as to the exact role of the petitioner along with the details of pending FIRs, if any, on or before the next date of hearing.

On 08.10.2025, the following order was passed by this Court:-

Status report by way of affidavit of Inderjit Singh, PPS, DSP (D), District Ludhiana (Rural) on behalf of respondent-State has been filed in Court which is taken on record. Copy thereof has been supplied to opposite counsel.

The petitioner shall appear before the Investigating Officer and hand over the mobile phone required for the purpose of investigation, immediately. It is made clear that handing over an irrelevant mobile phone shall have consequences.

Adjourned to 09.10.2025.

Interim order to continue.”

Despite ample opportunity being provided to the petitioner to effectively join investigation and hand over his mobile phone he has chosen not to do so and is deliberately stonewalling the investigation.

Therefore, the present petition is dismissed.

(JASJIT SINGH BEDI)
JUDGE

09.10.2025

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