



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

214

CRM-M-29379-2025
Date of decision: 28.08.2025

GURSEWAK SINGH ALIAS GHUR

...Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present : Mr. N.S. Sidhu, Advocate
for the petitioner.

Mr. Manjinder Singh Bhullar, DAG, Punjab.

SANJAY VASHISTH. J.(Oral)

1. The petitioner has filed the present petition under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 with a prayer to grant anticipatory bail in FIR No.57 dated 26.04.2025 registered under Sections 331(4)/305 of BNS, (later on added Section 317(2) of BNS, at Police Station Nathana, District Bathinda.

2. On 29.05.2025, following order was passed:-

“The petitioner has filed the present petition under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 with a prayer to grant anticipatory bail in FIR No.57 dated 26.04.2025 registered under Sections 331(4)/305 of BNS, (later on added Section 317(2) of BNS, at Police Station Nathana, District Bathinda.

Learned counsel for the petitioner contends that the petitioner was not named in the FIR nor he was involved in a crime in any manner. During the course of investigation, the police arrested Pardeep, co-accused,



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who allegedly suffered a disclosure statement in a police custody. Except the disclosure statement suffered by co-accused, there is no other incriminating evidence against the petitioner. He further contends that even as per the admitted stand of the prosecution, the petitioner had not committed the theft and rather the stolen articles were allegedly sold to him. However, the petitioner is not a scrap dealer and had no connection to buy the stolen articles.

On the other hand, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner on the ground that serious allegations have been levelled against the present petitioner and he does not deserve the concession of bail by this Court.

At this stage, without commenting anything on the merits of the case, the petitioner is directed to join the investigation. In the event of arrest, he shall be released on interim bail to the satisfaction of arresting/investigating officer subject to the conditions envisaged under Section 482 (2) of BNSS.

Adjourned to 28.08.2025.”

3. Continuing his submissions, learned counsel for the petitioner contends that in compliance of the order dated 29.05.2025, passed by this Court, petitioner has joined the investigation, and has fully co-operated. Therefore, he prays for confirmation of the said interim anticipatory bail order.

4. Learned State counsel on instructions from the official respondent confirms the said averment made by counsel for the petitioner of joining the investigation on 13.06.2025 by the petitioner, and submits that as of now,



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custodial interrogation of the petitioner is not required for the purpose of investigation.

5. Heard learned counsel for the parties.

6. Since, petitioner has already joined the investigation and custodial interrogation is no more required; ad-interim bail order dated 29.05.2025, 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.

7. Accordingly, petition stands disposed of.

28.08.2025
amandeep

(SANJAY VASHISTH)
JUDGE

Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No