

2025.PHHC.029095



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-6122-2025
Decided on:28.02.2025

Sandeep Kumar ...Petitioner
Versus
State of UT Chandigarh and another ...Respondents

Coram : Hon’ble Mr. Justice Sanjay Vashisth

Present: Mr. Naveen Upadhyay, Advocate,
for the petitioner.

Mr. Sidakmeet Singh Sandhu, Addl. PP, UT Chandigarh.

Mr. Ravi Malhotra, Advocate,
for respondent no.2-complainant.

Sanjay Vashisth, J. (Oral)

1. In the present petition, the following order was passed on
03.02.2025:-

“1. Prayer in this petition, filed under Section 482 of 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:-

<i>Name & age of petitioner</i>	<i>FIR No.</i>	<i>Date</i>	<i>Section(s)</i>	<i>Police Station</i>	<i>District</i>
<i>Sandeep Kumar</i>	<i>187</i>	<i>25.11.2024</i>	<i>318(4)/316(5)/338/336(3)/340(2) of BNS, 2023 & 24 of Immigration Act.</i>	<i>South Sector-34</i>	<i>Chandigarh</i>

2. *Learned counsel for the petitioner, inter alia, contends that the dispute between the parties has already been settled,*

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and thereupon, a compromise quashing petition i.e. CRM-M-4180-2025 has been instituted, and same is now pending for 28.02.2025, awaiting the report of learned Magistrate, after recording of the statement of the parties before the Court concerned.

3. *Thus, prays for grant of concession of anticipatory bail to the petitioner in the present case.*

4. *Notice of motion.*

5. *On advance notice, Sidakmeet Singh Sandhu, Addl. PP, puts in appearance on behalf of the respondent-UT, Chandigarh, and Mr. Ravi Malhotra, Advocate, puts in appearance on behalf of respondent No.2/complainant, and files his power of attorney in Court today, which is taken on record.*

Counsel for the complainant corroborates the statement made by counsel for the petitioner, today before this Court.

6. *Adjourned to 28.02.2025.*

To be heard along with CRM-M-4180-2025.

7. *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.).*

8. *Besides, the petitioner would submit/surrender his passport before the Arresting Officer and an undertaking on oath that in case of leaving the Country, he would seek prior permission from the Investigating Agency/concerned Court.”*

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2. As per the common stand of the learned counsel of their respective parties, the petitioner has already joined investigation in compliance of the order dated 03.02.2025 and is no more required for any custodial interrogation. Moreover, by passing a separate order of even date in CRM-M-4180-2025, the FIR in question and all the subsequent proceedings arising therefrom have already been quashed on the basis of the compromise.

3. Thus, in view of the allowing of the quashing petition itself, no separate order is required to be passed in the present petition regarding confirmation of the interim anticipatory bail granted on 03.02.2025.

4. Disposed of accordingly.

February 28, 2025
vinod*

(Sanjay Vashisth)
Judge

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