



**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CRM-M-6112-2025 (O&M)

Date of Decision:22.05.2025

Mandeep Kumar

.....Petitioners

Versus

State of Haryana

.....Respondents

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present:- Mr. Munish Behl, Advocate for the petitioner.

Mr. Vishal Kashyap, DAG, Haryana

Ms. Ritu Singh Mann, Advocate for the complainant.

JASGURPREET SINGH PURI J.(Oral)

1. The present petition has been filed under Section 482 of BNSS, 2023 for grant of pre-arrest bail to the petitioner in case FIR No.78 dated 28.12.2024 under Sections 64, 78, 115(2), 308(2), 351(3), 79/61, 262, 263, 132, 324(4) (5) of BNS, 2023, registered at Women Police Station, District Ambala.
2. Learned counsel appearing on behalf of the petitioner submitted that in pursuance of the order passed by this Court on 03.02.2025, the petitioner has already joined the investigation and has fully cooperated with the investigation process. He further submitted that in pursuance of the order passed by this Court on 07.04.2025, the petitioner has also deposited his mobile phone with the Investigating Officer and in this way he has fully cooperated with the investigation process. Learned counsel while referring



to the allegations levelled against the petitioner, submitted that both the petitioner and the prosecutrix are majors and the prosecutrix is a married woman. He further submitted that the incident pertains to the year 2022, but the FIR was registered in the year 2024, showing that there was a delay of about two years in lodging of the FIR and it was only for the purpose of misusing the process of law that the present FIR was lodged by the prosecutrix who is a lady of the age of 35-36 years and of mature understanding. He also submitted that once the petitioner has already joined the investigation and has fully cooperated with the investigation process, he may be considered for the grant of anticipatory bail.

3. On the other hand, learned State counsel, on instructions from LSI Usha Rani, submitted that the petitioner has deposited his mobile phone and he has already joined the investigation and has fully cooperated with the investigation process and he is not required for further custodial interrogation.

4. Learned counsel appearing on behalf of the complainant submitted that the petitioner is accused not only of having a physical relationship with the complainant, who although of the age of 35-36 years but also of taking away more than Rs.25,00,000/- from the prosecutrix-complainant, which he has not returned. Therefore, he is not entitled to the grant of anticipatory bail.

5. After hearing the learned counsels for the parties, this Court is of the considered view that the mere fact that some amount is yet to be recovered from the petitioner would not mean that he is not entitled to the grant of anticipatory bail. The petitioner has already joined the



investigation, has fully cooperated with the investigation process and is not required for further custodial interrogation.

6. In view of the above, the present petition is allowed. It is directed that the petitioner shall continue to join the investigation as and when called to do so and in the event of arrest, the petitioner shall be released on bail by the Arresting/Investigating Officer on his furnishing bail bonds/sureties to his satisfaction, subject to the conditions as provided under Section 482(2) of BNSS, 2023.

(JASGURPREET SINGH PURI)
JUDGE

22.05.2025

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