

2025:PHHC:070403



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

213

CRM-M-6803-2025

Date of decision: May 22, 2025

GAGANDEEP SINGH

...Petitioner

Versus

STATE OF HARYANA

...Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Gourav Goel, Advocate
for the petitioner.

Mr. Yuvraj Shandilya, AAG, Haryana
with ASI Jansher and DSP Karnal.

MANJARI NEHRU KAUL, J. (ORAL)

1. The instant petition has been filed under Section 482 of BNSS, 2023 for grant of anticipatory bail to the petitioner in case FIR No.322 dated 29.07.2024 under Sections 318(4), 336(3), 338, 340 of the BNS and Section 12 of Passport Act, registered at Police Station Nissing, District Karnal.

2. After issuing notice of motion on 06.02.2025, the petitioner had been granted interim anticipatory bail vide order dated 20.02.2025 with direction to join investigation and the relevant part of order dated 06.02.2025 reads as under: -

“Learned counsel for the petitioner submits that the petitioner was neither named in the FIR in question nor any role attributed to him therein; the petitioner came to be nominated as an accused in a disclosure statement allegedly suffered by co-accused, who had been provided fake passport, which had in turn been procured through the petitioner. On a pointed query, learned counsel submits that the petitioner has no previous criminal antecedents.”

3. Learned counsel for the petitioner has reiterated that in compliance of order dated 20.02.2025, the petitioner has joined investigation and cooperated with the investigating agency.



4. Learned State counsel, on instructions, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. It is also not disputed that the petitioner is neither named in the FIR in question nor any specific role has been attributed to him therein, and furthermore, he was nominated as an accused in the disclosure statement allegedly suffered by co-accused. On a further query, learned State counsel has not disputed that the petitioner has no previous criminal antecedents. However, learned State counsel has submitted that keeping in view the allegations levelled in the FIR in question, the instant petition be dismissed.

5. I have heard learned counsel for the parties and perused the relevant material placed on record.

6. The instant case hinges on documentary evidence and no role has been attributed to the present petitioner. As conceded by the learned State counsel, the petitioner has no previous criminal antecedents, in view of which this Court deems it fit to extend the concession of anticipatory bail to the petitioner.

7. In view of the above, the petition is allowed, and interim order dated 20.02.2025, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C./482(2) BNSS.

May 22, 2025
Jaspreet Kaur

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned : *Yes/No*

Whether reportable : *Yes/No*