



CRM-M-6718-2025
Date of decision: 07.05.2025

....PETITIONER

...RESPONDENT

Ms. Jasleen Kaur, Advocate
for complainant.

By way of present petition filed under Section 482 of BNSS, 2023, petitioner seeks anticipatory bail in case FIR as under:

FIR No.	Dated	Sections	Police Station
365	27.12.2024	306, 3 (5) of BNS, 2023	City Hoshiapur, District Hoshiarpur.

2. Learned counsel for the petitioner submits that in compliance to the order dated 20.02.2025 passed by this Court, the petitioner has already joined the investigation and as such prayed for confirming the interim bail granted vide order dated 20.02.2025.

3. Learned State counsel, on instructions from ASI Narender Singh, intimates the Court that the petitioner has joined investigation and is neither required for further investigation nor for any custodial interrogation.



CRM-M-6718-2025

2

4. Learned counsel for complainant opposed the submissions made by learned counsel for the petitioner. Hence, prays for dismissal of the main petition.

5. During the course of hearing on 20.02.2025, following order was passed:

“2. Learned counsel for the petitioner, inter alia, contends that the petitioner had been working with the complainant in a shop of the complainant for more than 20 years and due to there being dispute regarding payment of salary the petitioner left the shop in 2022 and started his own shop. He further contends that the petitioner had been purchasing the articles from the shop of the complainant qua which certain bills have been placed on record. He further contends that neither the petitioner has indulged in any theft nor is there any truth in the allegations.

3. Learned counsel for the petitioner further contends that the police had got the settlement dated 27.11.2024 effected in the police station by getting the signatures of the petitioner forcibly. He contends that the petitioner is not having any criminal antecedents and hence, prays for grant of anticipatory bail.

4. Per contra, learned State counsel on instructions from ASI Satnam Singh present in Court submits that the petitioner was called to the police station on the complaint moved by the complainant party wherein, the compromise dated 27.11.2024 was effected. A photocopy of the said statement has been placed on record.

5. When confronted to the Investigating Officer as to whether there is some entry in the DDR regarding this agreement or qua filing of the said complaint, he has shown ignorance. However, he admits that his signatures are there appearing on the agreement dated 27.11.2024.



CRM-M-6718-2025

3

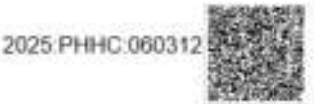
6. Be it the case, without commenting on the merits at this stage, the petitioner is directed to join the investigation within seven days from today and in the event of his arrest, he is ordered to be released on interim bail on his furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. He shall also abide by conditions as envisaged under Section 482(2) of BNSS, 2023.

7. Keeping in view the above circumstances regarding the alleged agreement dated 27.11.2024, Senior Superintendent of Police, Hoshiarpur is directed to conduct an inquiry and report by the adjourned date regarding the circumstances in which this has been got done in the handwriting of the police official and also to take appropriate legal action against the erring official under intimation to this Court.

8. List on 27.03.2025.

9. Investigating Officer is directed to remain present in Court on that date.”

6. Keeping in view the above submissions made by learned State counsel and the fact that the petitioner had joined the investigation consequent to the order dated 20.02.2025 passed by this Court, interim bail granted vide order dated 20.02.2025 is hereby confirmed, subject to conditions as envisaged under Section 482 (2) of BNSS, 2023. Further the petitioner is directed to join investigation as and when required in future by way of written notice for such purpose to be served by Investigating Officer of this case upon the petitioner; he will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.



CRM-M-6718-2025

4

- 7. The petition stands allowed.
- 8. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

07.05.2025
kanika

(SANJIV BERRY)
JUDGE

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|-----|----------------------------|--------|
| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |