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IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRM-M-9942-2025

Date of decision: 21.03.2025

Samarjeet Singh

....Petitioner

Versus

State of Haryana

...Respondent

**CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR****Present:** Mr. Mayank Aggarwal, Advocate  
for the petitioner.

Mr. Vikas Bhardwaj, AAG, Haryana.

**HARPREET SINGH BRAR, J. (ORAL)**

The present petition has been filed under Section 482 of BNSS, 2023 seeking anticipatory bail to the petitioner in case bearing FIR No.359 dated 14.12.2024 under Sections 318(4)/336(3)/338/340(2)/61/238(B) of BNS (earlier Sections 420/468/467/471/120-B/201 of IPC) registered at Police Station Baroda, Tehsil Gohana, District Sonipat, Haryana (Annexure P-1).

On 20.02.2025, the following order was passed:-

*'Instant petition is preferred under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') seeking anticipatory bail in FIR No.359 dated 14.12.2024 under Sections 318(4), 336(3), 338, 340(2), 61, 238(B) of the Bharatiya Nyaya Sanhita, 2023 (for short 'BNS'), registered at Police Station Baroda, District Sonapat.*

*Learned counsel for the petitioner, inter alia, contends that the petitioner is working as Sub Inspector in Delhi Police and allegations against him are that he done the police verification of main accused Ankit Narwal through video call, who has procured a passport on the basis of fabricated documents. It is further contended that the petitioner has followed the prescribed procedure diligently as per record of the jurisdictional police authorities at Delhi and there is no criminal case pending against main accused Ankit Narwal. The petitioner has rendered 38 years of service in Delhi Police and he has unblemished record and is having clean antecedents.*

*Notice of motion.*

*Mr. Vikas Bhardwaj, AAG, Haryana, who is present in the Court, accepts notice on behalf of the respondent-State.*

*Learned State counsel opposes the prayer for grant of anticipatory bail to the petitioner on the ground that during the investigation, it has been revealed that false police verification of more than 20 persons has been done by the petitioner, as such, his complicity is writ large and he is not entitled to any relief, in view of the fact that offence under Section 338 of BNS is punishable with life*



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*imprisonment.*

*Adjourned to 21.03.2025.*

*Keeping in view the ratio of law enunciated by the Hon'ble Supreme Court in **Satender Kumar Antil Vs. CBI (2022) 10 SCC 51; Siddharam Satlingappa Mhetre Vs. State of Maharashtra and others 2010SCC OnLine SC 137; Gurbaksh Singh Sibbia etc. Vs. State of Punjab (1980) 2 SCC 565, Arnesh Kumar Vs. State of Bihar (2014) 8 SCC 273 and Sushila Aggarwal Vs. State of NCT Delhi 2020 (1) RCR (Criminal) 833**, the petitioner is directed to appear before Investigating Officer within a period of two weeks from today and thereafter, as directed by the Investigating Officer. In the event of arrest, the petitioner will be admitted to interim anticipatory bail on furnishing bail/surety bonds to the satisfaction of Investigating/Arresting Officer. The petitioner shall cooperate with the investigation/Arresting Officer and abide by the conditions as provided under Section 482(2) of BNSS (erstwhile Section 438(2) of the Code of Criminal Procedure, 1973).*

*If the Arresting Officer does not permit the petitioner to join the investigation, he would appear before learned Illaqa Magistrate, who would then summon the Arresting Officer and direct him to join the petitioner in the investigation, in terms of the order of this Court.*

*Nothing observed hereinabove shall be construed as an expression of opinion by this Court and learned trial Court shall decide the case on its own merits, strictly in accordance with law.'*

Learned State counsel on instructions from SI Rakesh Kumar, at the very outset informs the Court that the petitioner has joined the investigation and his custodial interrogation is not required.

In view of the statement of learned State counsel, order dated 20.02.2025 is hereby made absolute. The petitioner shall abide by the terms and conditions envisaged under Section 482(2) of BNSS (earlier Section 438(2) Cr.P.C.).

The petition stands disposed of.

**(HARPREET SINGH BRAR)**  
**JUDGE**

**21.03.2025**

*Neha*

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