



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

219

CRM-M-13428-2025 (O&M)
Date of decision: 03.04.2025

Muskan
.....Petitioner
Versus
State of Punjab
.....Respondent

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Aayush Gupta, Advocate
for the petitioner.
Mr. Sandeep Kumar, DAG, Punjab.

HARPREET SINGH BRAR J. (Oral)

1. This petition has been filed under Section 482 of BNSS, 2023, seeking anticipatory bail in case FIR No.0018 dated 13.02.2025 under Section 420 of the Indian Penal Code, 1860 (for short 'IPC'), registered at Police Station Civil Lines, Bathinda, District Bathinda.

2. On 11.03.2025, the following order was passed:-

“XX XX XX XX
Learned counsel for the petitioner, inter alia, contends that any amount spent by the spouse cannot satisfy the essential ingredients to invoke the provisions of Section 420 of IPC. There is nothing on record to remotely suggest that the petitioner had the intention to cheat the complainant from the very inception. In fact, the petitioner has sponsored her husband-complainant, however, his visa was rejected and thereafter, FIR (supra) was registered.

Notice of motion for 03.04.2025.

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 2010 SCC 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, she 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."

3. Learned State counsel, on instructions from ASI Gursahib Singh, at the very outset, informs the Court that the petitioner has joined the investigation and his custodial interrogation is not required.

4. In view of the statement of learned State counsel, order dated 11.03.2025 is hereby made absolute. The petitioner shall abide by



the terms and conditions envisaged under Section 482(2) of BNSS
(erstwhile Section 438(2) of the Code of Criminal Procedure, 1973).

5. The petition stands disposed of.

(HARPREET SINGH BRAR)
JUDGE

03.04.2025
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No