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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-14407-2025 (O&M)

Date of Decision: 01.04.2025

Ketan Gupta

....Petitioner(s)

Versus

State of Haryana

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Akshay Jindal, Advocate, for the petitioner.

Mr. Vishal Kashyap, DAG, Haryana.

Mr. Hunar Veer Sharma, Advocate, for the complainant.

JASGURPREET SINGH PURI, J. (Oral)

CRM-13024-2025

The present application has been filed for impleading the Himani Gupta W/o Ketan Gupta & d/o Bharat Bhushan, R/o House No.909, Sector-9, Panchkula, Haryana as respondent No.2.

For the reasons recorded in the application, the same is allowed. Himani Gupta W/o Ketan Gupta & d/o Bharat Bhushan, R/o House No.909, Sector-9, Panchkula, Haryana is hereby impleaded as respondent No.2.

Amended memo of parties is taken on record.

Main case

1. The present petition has been filed under Section 483 of BNSS for grant of regular bail to the petitioner in FIR No.108 dated 26.12.2024, under Section 66-E of the Information Technology (Amendment) Act, 2008



and Sections 77, 79, 85, 89 and 351(3) of BNS Act, registered at Women Police Station, Panchkula, District Panchkula.

2. Learned counsel appearing on behalf of the petitioner submitted that it is a case where the petitioner is in custody for 2 months and 7 days and investigation of the case has already been completed and thereafter report under Section 173 Cr.P.C has been submitted before learned Court below and thereafter the matter has been sent for committal before the learned Sessions Court. He submitted that the petitioner is the husband and the complainant is his wife and as per the allegations, there was a dispute between them and some private pictures of the complainant were uploaded as status on the WhatsApp and some were sent to the relatives. He submitted that in fact the matter has since been compromised between the husband and the wife as per Annexure P-2 and therefore, no useful purpose will be served in case the custody of the petitioner is further elongated.

3. On the other hand, Mr. Vishal Kashyap, learned DAG, Haryana appearing on behalf of the State of Haryana submitted that so far as the custody of the petitioner is concerned, the same is correct and it is also correct that the investigation of the case is complete and report under Section 173 Cr.P.C has already been submitted before the learned Court below. He submitted that as per the allegations the petitioner has put some photographs of his wife on the WhatsApp as a status and some were also sent to the relatives but he is not aware of the fact as to whether the matter has actually been compromised between the parties or not.

4. Mr. Hunar Veer Sharma, Advocate has appeared on behalf of the complainant and has submitted that he has instructions to state that the



matter has been amicably settled between the parties and there is no grievance against the petitioner as of now.

5. After hearing the learned counsels for the parties and in view of the fact that as per the learned counsel for the petitioner and the learned counsel for the complainant, the matter has been settled between the parties who are none other but husband and wife and the investigation of the case has already been completed, therefore, this Court deems it fit and proper to grant regular bail to the petitioner.

6. Consequently, the present petition is allowed. The petitioner shall be released on regular bail subject to furnishing bail bonds/surety to the satisfaction of the learned trial Court/Duty Magistrate concerned.

7. However, anything observed hereinabove shall not be treated as an expression of opinion on merits of the case and is meant for the purpose of deciding the present petition only.

01.04.2025

rakesh

(JASGURPREET SINGH PURI)
JUDGE

Whether speaking

: Yes/No

Whether reportable

: Yes/No