

215(2) IN THE HIGH COURT OF PUNJAB AND HARYANA
CHANDIGARH

CRM-M-19442-2025 (O&M)
Date of Decision: 07.05.2025

RAVISH JAIN

...Petitioner

V/S

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. J.S. Dadwal, Advocate
for the petitioner.

Mr. Sandeep Kumar, DAG Punjab.

Mr. Amit Bhanot, Advocate
for the complainant.

HARPREET SINGH BRAR J. (Oral)

1. The present petition has been filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking anticipatory bail to the petitioner in case bearing FIR No.0002 dated 12.03.2025 under Sections 420/406/120-B of IPC and Section 24 of Emigration Act, 1983 registered at Police Station NRI, District Sangrur (Annexure P-1).

2. On 08.04.2025, following order was passed:

“The present petition has been filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking anticipatory bail to the petitioner in case bearing FIR No.0002 dated 12.03.2025 under Sections 420/406/120-B of IPC and Section 24 of Emigration Act, 1983 registered at Police Station NRI, District Sangrur (Annexure P-1).

Learned counsel for the petitioner inter alia contends that the petitioner has been falsely implicated in the present case on the basis of faux story fabricated by the complainant. The complainant's daughter was legally sent to Canada on a work permit through USD Immigration Consultancy Services, where she found employment as discernible from Annexures P-2 and P-3. However, due to a recession and changes in Permanent Residency Rules, her PR prospects are now uncertain and as such, the complainant got the FIR (supra) registered after a delay of 02 years. The complainant



did not object to the employment of his daughter, despite her qualifications in GNM/Nanny, she did not get employment as per her qualification. He further submits that similarly situated co-accused, namely, Mamta Verma, has been granted the concession of ad interim anticipatory bail by this Court vide order dated 07.04.2025 passed in CRM-M-19197-2025 (O&M) titled as 'Mamta Verma Vs. State of Punjab'.

Notice of motion.

On the asking of the Court, Mr. Subhash Godara, Addl.A.G., Punjab, who is present in Court, accepts notice on behalf of the respondent State.

*In the meantime, keeping in view the 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**, at the first instance, the petitioner is directed to appear before the Investigating Officer within two weeks from today and on his doing so or in the event of arrest, the petitioner shall be admitted to interim bail on furnishing of bail/surety bond to the satisfaction of the Investigating/Arresting Officer. The petitioner shall cooperate with the Investigating/Arresting Officer and abide by the conditions as provided under Section 482(2) of BNSS (earlier Section 438(2) Cr.P.C.).*

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

Adjourned to 07.05.2025

To be heard along with CRM-M-19197-2025.

Nothing observed hereinabove shall be construed as expression of opinion of this Court on merits of the case and the trial Court shall proceed without being prejudiced by observations of this Court."

CRM-M-19442-2025 (O&M)

-3-

3. Learned State counsel on instructions from ASI Jagsir Singh, submits that in compliance of order dated 08.04.2025 passed by this Court, the petitioner has joined the investigation and is not required for further custodial interrogation.

4. Keeping in view the statement made by learned State Counsel the order dated 08.04.2025, is made absolute. The petitioner shall abide by the terms and conditions enumerated in Section 482(2) of BNSS, 2023.

5. The petition is accordingly disposed of.

07.05.2025
Ajay Goswami

(HARPREET SINGH BRAR)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>