



212 IN THE HIGH COURT OF PUNJAB AND HARYANA
CHANDIGARH

CRM-M-25283-2025 (O&M)

Date of Decision: 16.07.2025

KASHMIR KAMBOJ

...Petitioner

V/S

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Ms. Supriya Garg, Advocate
for the petitioner.

Mr. Sandeep Kumar, DAG Punjab.

HARPREET SINGH BRAR J. (Oral)

1. Instant petition is preferred under Section 482 of Bharatiya
Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') seeking anticipatory bail
in FIR No.349 dated 13.12.2024 under Sections 406 & 420 of the Indian
Penal Code, 1860, registered at Police Station Sohana, District SAS Nagar
(Mohali).

2. On 15.05.2025, 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.349 dated 13.12.2024 under
Sections 406 & 420 of the Indian Penal Code, 1860, registered at
Police Station Sohana, District SAS Nagar (Mohali).*

*Learned counsel for the petitioner, inter alia, contends
that as per the case set up by the prosecution, the petitioner
introduced the complainant with main accused Inder Mohan Verma.
Thereafter, a settlement took place and the petitioner is alleged to
have signed the receipt. The petitioner is not the beneficiary and his
case is identical to that of co-accused Ajeet Singh, who has already
been granted the concession of anticipatory bail by this Court vide
order dated 04.04.2025 passed in CRM-M-13694-2025 (Annexure P-
6). Further, the maximum sentence provided for the offences, under
which the FIR (supra) is registered, is punishable upto 07 years.*

Notice of motion for 16.07.2025.

*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, 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.”

3. Learned State counsel on instructions from ASI Jeet Singh, submits that in compliance of order dated 15.05.2025 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 15.05.2025, 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.

(HARPREET SINGH BRAR)
JUDGE

16.07.2025
Ajay Goswami

Whether speaking/reasoned Yes/No
Whether reportable Yes/No