2025:PHHC:149294

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-32869-2025
Date of decision: October 30, 2025

Sandeep Kumar @ Deepu

....Petitioner

versus

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE SUMEET GOEL

Present: Mr. Naveen Kumar, Advocate for
Mr. Anuj Balian, Advocate for the petitioner.

Mr. Gurmeet Singh, AAG Haryana.

Mr. Ishan Khetarpal, Advocate and
Mr. Salinder Kumar, Advocate for the complainant.

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SUMEET GOEL, J. (ORAL)

Present petition has been filed under Section 482 of the Bhartiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') for grant of concession of anticipatory bail to the petitioner in case FIR No.204 dated 24.05.2025, under Sections 316(2) & 318(4) of the BNS and Section 24 of the Immigration Act, registered at Police Station Pundri, District Kaithal.

2. On 09.07.2025, the following order was passed:

> "*Counsel for the petitioner, inter alia, contends that the petitioner has been falsely implicated into the FIR in question of a loan transaction, in order to show his bonafide the petitioner is willing to deposit an amount of Rs.8 lakhs alongwith interest thereupon @ 1.5% from 27.08.2024 to 31.03.2025 within two weeks from today with Registry of this Court & the petitioner is willing to join investigation and cooperate therein.*
>
> *Notice of motion.*
>
> *On the strength of advance notice; Mr. Aashish Bishnoi, DAG, Haryana accepts notice on behalf of respondent-State of Haryana. Status report by way of affidavit of Mr. Bir Bhan, HPS, Deputy Superintendent of Police, (HQRS) Kaithal has been filed on behalf of the State. The same*

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be kept on record. A copy thereof be furnished to learned counsel for the petitioner as also to learned counsel for the complainant.

Mr. Ishan Khetarpal, Advocate has entered appearance on behalf of the complainant and filed his power of attorney.

The complainant is also at liberty to file reply, if so advised.

Adjourned to 05.08.2025.

The petitioner is directed to appear before the Investigating Officer on 16.07.2025 at 11:00 A.M. in concerned Police Station and join investigation. In the event of arrest, the petitioner shall be released on interim bail subject to his furnishing personal/surety bond(s) to the satisfaction of the Arresting Officer/Investigating Officer. As and when further called by Investigating Officer, the petitioner shall join the investigation. He shall abide by the condition(s) enumerated under Section 482(2) of Bharatiya Nagarik Suraksha Sanhita, 2023."

2.1. Thereafter, on 23.09.2025, the following order was passed:

"*Learned counsel appearing for private rival parties have jointly submitted that the matter has been settled, but there are some differences which have to be ironed out. They have submitted that the matter be referred to Mediation & Conciliation Centre of this Court.*

Accordingly, rival private parties (through their learned counsel) are directed to appear before the Mediation & Conciliation Centre of this Court under "Special Mediation Drive-Mediation 'For the Nation" at 10:00 AM on 08.10.2025.

Put up on 30.10.2025 alongwith the report of the Mediator.

Interim order to continue."

3. A report has been received from the Mediation and Conciliation Centre of this Court, which indicates that the matter has been amicably settled between the rival private parties. Learned counsel for the rival parties have also ratified the said aspect even today.

4. Learned State counsel (on instructions) has also stated that pursuant to the order dated 09.07.2025, the petitioner has indeed joined investigation, but his custodial interrogation is required for the purpose of effecting recovery.

5. Keeping in view the factual milieu of the case in hand and perusal of the record; especially the factum of the petitioner having joined investigation, but his custodial interrogation is being sought only for effecting recovery; the interim order dated 09.07.2025 passed by this Court is made absolute, subject to the conditions as enumerated under Section 482(2) of BNSS, 2023.

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6. Petition stands allowed, accordingly.

7. The Registry is directed to release the amount of Rs.8 lakhs (along with interest thereupon) to the complainant-Salinder Kumar on due identification.

8. This order should not be treated as “blanket” order. It will not be read granting petitioner indefinite protection from arrest. It shall be confined to the FIR mentioned *ibid* and will not operate in respect of any other incident that involves commission of an offence.

9. Liberty is reserved in favour of State/complainant to move for cancellation/recall of this order in case the petitioner violates any condition stipulated under Section 482(2) of BNSS, 2023 or upon showing any other sufficient cause.

10. Needless to say that anything observed herein above shall not be construed to be an opinion on the merits of the case.

11. Pending application(s), if any, shall also stand disposed of.

(SUMEET GOEL)
JUDGE

October 30, 2025
mahavir
Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No

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