

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-36070-2024 (O&M)
Date of decision: 20.02.2025

LOVISH KAPOOR
....Petitioner

Versus

STATE OF HARYANA
....Respondent

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. L.M. Gulati, Advocate for the petitioner.

Mr. Surender Singh, AAG, Haryana.

Mr. Ashit Malik, Advocate for the complainant.

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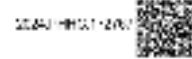
SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 438 Cr.P.C, the petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under: -

FIR No.	Dated	Sections	Police Station
44	30.05.2024	420, 120-B IPC and 66-D of IT Act	Cyber Crime, Karnal, District Karnal

2. Learned counsel for the petitioner submits that in compliance to the order dated 29.01.2025, the petitioner has joined the investigation.
3. During the course of hearing on 29.01.2025, following order had been passed: -

“ Ms. Meena Kumari, Deputy Superintendent of Police, Women Safety, Karnal is present in Court and has furnished additional affidavit in the case. The same is taken on record.



Inspector Sanjay Kumar, Investigating Officer of the case is also present.

2. *Heard.*

3. *Record perused. It is inter alia contended by learned counsel for the petitioner that the petitioner is not named in the FIR but has been nominated on the basis of disclosure statement of co-accused Dev Dahiya alias Vishu from whom recovery of Rs.4,000/- had been effected by the police. He further contends that the petitioner is not concerned with the allegations levelled in the FIR nor any amount has been received by him from the complainant.*

4. *Learned State counsel on instructions from the concerned Deputy Superintendent of Police and Investigating Officer of the case present in Court have categorically stated that no amount was transferred by the complainant in the account of the petitioner and this fact is also not disputed by learned counsel for the complainant present in Court.*

5. *Be it the case, without commenting on the merits, the petitioner is directed to join the investigation within seven days from today and in the event of his arrest, he is ordered to be released on interim bail on his furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. He shall also abide by conditions as envisaged under Section 482(2) of BNSS, 2023.*

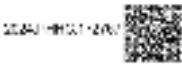
6. *List on 20.02.2025*

7. *Investigating Officer of the case to remain present in Court along with record on that date."*

4. Learned State counsel on instructions received from Inspector Sanjay informs the Court that the petitioner has joined the investigation and is neither required for further investigation nor for any custodial interrogation.

5. Learned counsel appearing on behalf of the complainant has opposed the bail.

6. Keeping in view the above submissions made by learned State counsel and the fact that the petitioner had joined the investigation consequent to the order dated 29.01.2025 passed by this Court, interim



conditions as envisaged under Section 482(2) of BNSS. Further the petitioner is directed to join investigation as and when required in future by way of written notice for such purpose to be served by Investigating Officer of this case upon the petitioner; he will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.

- 7. The petition stands allowed.
- 8. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.
- 9. Pending application(s) if any, stands disposed of.

20.02.2025
puneet

(SANJIV BERRY)
JUDGE

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|-----|----------------------------|--------|
| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |