

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

144

CRM-M-37219-2025 (O&M)
DATE OF DECISION: 16.07.2025

AMARWATI AND OTHERS**...PETITIONERS**

Versus

STATE OF HARYANA**... RESPONDENT****CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL**

Present: Mr. Kunal Dawar, Advocate for the petitioner(s).

Mr. Chetan Sharma, DAG, Haryana.

Mr. Ram Bhati, Advocate for the complainant.

SANDEEP MOUDGIL, J (ORAL)**1. Prayer**

This petition has been filed under Section 482 of BNSS, 2023 for grant of anticipatory bail in FIR No. 67 dated 15.04.2025 registered under Sections 420/406/120-B IPC registered at P.S. Chhainsa, Faridabad, Haryana.

2. Contentions**On behalf of the petitioner**

Learned counsel for the petitioners has argued that the petitioners have been falsely implicated in the present case. He submits that the dispute involved in the present case is civil in nature which has been given colour of criminal liability and the complainant has filed a civil suit for specific performance with regard to the

agreement to sell which is pending adjudication. He further submits that the whole case is based upon documentary evidence. He has argued that co-accused Tej Singh has been granted anticipatory bail vide order dated 30.04.2025 passed by Additional Sessions Judge, Faridbad which was confirmed on 05.05.2025.

Learned counsel for the petitioners undertakes that the petitioners are ready and willing to join the investigation and cooperate with the investigating officer.

Notice of motion.

On behalf of the State and counsel for the complainant

Learned State Counsel appearing on advance notice is not in a position to controvert the submissions made by counsel for the petitioners. However, learned counsel for the complainant opposes the prayer by submitting that the petitioners have committed cheating and criminal conspiracy, hence, prays for dismissal of the petition.

3. **Analysis**

Be that as it may, after given a thoughtful consideration to the submissions as made, by the counsel for both the parties to the effect that the dispute involved in the present case is civil in nature which has been given colour of criminal liability, moreover, no concrete evidence has been produced by learned State Counsel against the present petitioners, hence, this Court finds no reason to deny the petitioners the concession of anticipatory bail, wherein the petitioners has bona fide intentions and is willing to join the investigation and cooperate for furtherance of the same so that the final report can be

submitted by the Investigating Agency within the stipulated time period.

4. **Relief**

Hence, in view of the admitted set of circumstances before this Court, the petitioner are hereby directed to be released on anticipatory bail subject to their joining investigation and reporting to the Investigating Officer concerned within a period of one week from today, on furnishing of personal/surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioners shall also abide by the terms and conditions as envisaged under Section 482(2) of BNSS of which are reproduced below :-

‘When the High Court or the Court of Session makes a direction under sub-section (1), it may include such conditions in such directions in the light of the facts of the particular case, as it may think fit, including-

(i) a condition that the person shall make himself available for interrogation by a police officer as and when required;

(ii) a condition that the person shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;

(iii) a condition that the person shall not leave India without the previous permission of the Court;

(iv) such other condition as may be imposed under sub-section (3) of section 480, as if the bail were granted under that section.’

However, it is made clear that in case the petitioners do not comply with the aforesaid direction of joining the investigation



within one week, the order passed by this Court today shall automatically stand cancelled.

The petition in the aforesaid terms stand allowed.

(SANDEEP MOUDGIL)
JUDGE

16.07.2025
anuradha

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