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

211

**CRM-M-37997-2025
Date of decision: 19.08.2025**

KAVITA @ KAVITA DEVI

....Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present : None for the petitioner.

Mr. Jasdeep Singh, Additional A.G, Punjab.

SANJAY VASHISTH. J.(Oral)

1. This is second petition preferred under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') seeking anticipatory bail in FIR No.48 dated 17.04.2025 under Sections 127(2) & 115(1) of the Bharatiya Nyaya Sanhita, 2023 and Section 75 of the Juvenile Justice (Care and Protection of Children) Act, 2015, registered at Police Station Khuhi Khera, District Fazilka.
2. In the instant anticipatory bail petition, on 18.07.2025, following order was passed:-

"This is second petition preferred under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') seeking anticipatory bail in FIR No.48 dated 17.04.2025 under Sections 127(2) & 115(1) of the Bharatiya Nyaya Sanhita, 2023 and Section 75 of the Juvenile Justice (Care and Protection of Children) Act, 2015, registered at Police Station Khuhi Khera, District Fazilka.

The first petition i.e. CRM-M-23754-2025 for grant of anticipatory bail to the petitioner was dismissed on merits by this Court vide order dated 08.05.2025.

Learned counsel for the petitioner, inter alia, contends that this second petition has been filed in view of the fact that there is change in the circumstances. Further, the petitioner and the complainant are co-villagers. The dispute between the parties has been amicably resolved and on the basis of compromise (Annexure P-2), a petition i.e. CRM-M-31151-2025, seeking quashing of FIR (supra) has already been filed before this Court, in which directions have been issued for recording statements of the parties in



terms of the compromise (Annexure P-2), as discernible from the order dated 01.07.2025 (Annexure P-4).

Notice of motion for 19.08.2025.

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, she 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. In the copy of order dated 01.08.2025, passed in the compromise quashing petition i.e. CRM-M-31151-2025, this Court has acknowledged that the FIR in question and all subsequent proceedings have already been quashed.
4. In view of the above, present petition is ordered to be disposed of, as having been rendered infructuous.

19.08.2025
amandeep

(SANJAY VASHISTH)
JUDGE

Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No