

2025:PHHC:099623



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

**CRM-M-42233-2025
DECIDED ON: 05.08.2025**

BALJINDER SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Deepak Arora, Advocate
for the petitioner.

SANDEEP MOUDGIL, J (ORAL)

1. Prayer

The jurisdiction of this Court has been invoked under Section 482 of Bharatiya Nagrik Suraksha Sanhita (BNSS) for grant of anticipatory bail in case FIR No. 89 dated 06.06.2025 under Sections 126(2), 308(2), 61(2), 351(2) of Bharatiya Nyaya Sanhita (BNS), 2023, Police Station Sadar Rupanagar, District Rupanagar (Annexure P-1).

2 Contention

On behalf of the petitioner

Learned counsel for the petitioner submits that the petitioner was not initially named in the FIR and has subsequently been implicated on the basis of the disclosure statement made by co-accused Mandeep Kaur. It is further submitted that no specific role has been attributed to the petitioner in the alleged

offence. The petitioner is ready and willing to join the investigation and undertakes to cooperate fully with the investigating agency.

Notice of motion.

On behalf of the State/complainant

On the asking of Court, Mr. TPS Walia, AAG Punjab, accepts notice on behalf of respondent/State. He prays for dismissal of the present petition urging that the petitioner was named by co-accused Mandeep Kaur. On a query put by this Court, he submits that there is no incriminating material or any evidence qua the alleged video calls made by the petitioner or any of his accomplice for extracting money.

3. **Analysis**

Be that as it may, having duly considered the submissions advanced and, in particular, the fact that the State has not produced any incriminating material against the petitioner who has been implicated on the basis of the disclosure statement of co-accused Mandeep Kaur, wherein the present petitioner is alleged to have hatched the conspiracy added with the fact that the petitioner has clean antecedents and is not involved in any other criminal case, this Court is of the view that custodial interrogation of the petitioner is not warranted.

In the light of above, this Court believes that there is no valid or cogent reason to deny the bail to the present petitioner, wherein he has *bona fide* intentions and is ready and willing to join the investigation and cooperate for furtherance of the same so that the final report can be submitted by the Investigating Agency in time.

4. **Relief:-**

Hence, the petitioner is directed to be released on anticipatory bail subject to his joining investigation with the Investigating Officer concerned within

a period of one week from today, on furnishing of personal/surety bonds to the satisfaction of Arresting Officer/Investigating Officer. The petitioner shall also abide by the terms and conditions as envisaged under Section 482(2) of BNSS, 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 petitioner does not comply with the aforesaid direction of joining the investigation within a period of one week, the order passed by this Court today shall automatically stands cancelled.

In the aforesaid terms, the present petition stands allowed.

(SANDEEP MOUDGIL)
JUDGE

05.08.2025

Meenu

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