

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

219-2

CRM-M-44620-2025 (O&M)
Date of decision: 03.11.2025

Jasvir Jailwal

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Lalit Pathak, Advocate
for the petitioner.

Mr. Neeraj Madaan, Sr. DAG, Punjab.

Mr. Harpreet Singh, Advocate with
Ms. Kuljeet Kaur Sandu, Advocate
for respondent No.2.

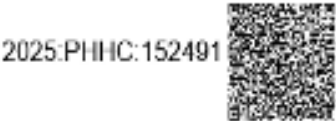
SANJAY VASHISTH, J.

1. Prayer in this petition, filed under Section 482 of the BNSS, 2023 (earlier Section 438 Cr.P.C.), is for grant of anticipatory bail to the petitioner, who has been booked in a criminal case arising out of First Information Report, as detailed hereunder:-

Name of Petitioner (s)	FIR No.	Date	Section(s)	Police Station	District
Jaisvir Jailwal, aged 58 years	81	03.07.2025	417, 465, 468, 471, 120-B of IPC	City Jodhewal	Ludhiana

2. On 19.08.2025, this Court passed the following order :-

“1. Prayer in this petition, filed under Section 482 of the BNSS, 2023 (earlier Section 438 Cr.P.C.), is for grant of



anticipatory bail to the petitioner, who has been booked in a criminal case arising out of First Information Report, as detailed hereunder:-

Name & age of Petitioner (s)	FIR	Date	Section(s)	Police	District
	No.			Station	
Jasvir Jailwal, aged about 58 years	81	03.07.2025	417, 465, 468, 471, 120-B of IPC	Basti Jodhewal	Police Commissionerate, Ludhiana

2. *As per the case of the prosecution, for the purpose of seeking admission to the school, one Sunil Kumar, in conspiracy with Jasvir Jailwal (petitioner herein), obtained a second birth certificate in the name of Raima for the complainant’s daughter, whose real name is Tanveer Kaur. While obtaining the second certificate, co-accused namely Sunil Kumar submitted a self-declaration, attaching his Aadhaar card and signing it, representing Raima as his own daughter. The documents submitted are reported to be forged because the first birth certificate of the girl, Tanveer Kaur, had already been issued by her father, Manjeet Singh, who is her legal guardian, and Sunil Kumar was not legally entitled to do so.*

3. *In response to the allegations, counsel for the petitioner argues that the issue to be determined is whether, apart from seeking admission in the school for the daughter, any other benefit has been obtained by the petitioner. He further submits that the allegations must be established by the prosecution before learned trial court at the time of leading evidence, primarily through documentary proof. For this purpose, custodial interrogation of the petitioner is not required.*

Additionally, counsel for the petitioner submits that co-accused namely Sunil Kumar, has already been granted the

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concession of interim anticipatory bail, vide order dated 25.07.2025, passed in CRM-M-39814-2025. Said petition is posted for hearing for 03.11.2025. Thus, prays for grant of concession of anticipatory bail to the petitioner in the present case.

4. *Notice of motion.*

5. *On advance notice, Mr. Neeraj Madaan, Sr. DAG, Punjab, puts in appearance on behalf of the respondent – State, and Mr. Harpreet Singh, Advocate, puts in appearance on behalf of the complainant, and files his vakalatnama in Court today, which is taken on record.*

6. *Adjourned to 03.11.2025.*

To be heard along with CRM-M-39814-2025.

7. *Meanwhile, the petitioner is directed to join the investigation as and when required to do so by the Investigating Agency. In the event of his arrest, the petitioner shall be released on ad-interim bail, subject to his furnishing bail bonds to the satisfaction of the Arresting Officer. The petitioner shall also be abide by all the conditions laid down under Section 482(2) of BNSS, 2023 (earlier Section 438(2) Cr.P.C.).*

8. *Besides, it is directed that petitioner would hand over his passport to the Investigating Agency or to Court concerned, if he possesses. Otherwise, would submit an affidavit, disclosing the fact that he does not possess any passport.*

It is also directed that before leaving country any time during trial, petitioner would seek prior permission of the Court.”

3. Continuing his submissions, learned counsel for the petitioner contends that in compliance of the order dated 19.08.2025, passed by this Court, petitioner has joined the investigation, and has fully co-operated.

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Therefore, he prays for confirmation of the said interim anticipatory bail order.

4. Learned State counsel on instructions ASI Balkar Singh, confirms the said averment made by learned counsel for the petitioner of joining the investigation on 12.09.2025, by the petitioner, and submits that as of now, custodial interrogation of the petitioner is not required for the purpose of investigation.

5. Heard learned counsel for the parties.

6. Since, petitioner has already joined the investigation and custodial interrogation is no more required; ad-interim bail order dated 19.08.2025, passed by this Court is hereby made absolute. Accordingly, present petition is allowed.

However, petitioner shall continue to join the investigation as and when required to do so and abide by all the terms and conditions laid down under Section 482(2) of BNSS, 2023.

7. **Accordingly, petition stands disposed of.**

03.11.2025

Satyawan

**(SANJAY VASHISTH)
JUDGE**

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