

CRM-M-45000-2025

1

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

216

CRM-M-45000-2025
Decided on: 18.11.2025

Harsimran alias Simran

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Narender Pal Bhardwaj, Advocate
for the petitioner.

Mr. Kanwar Sanjiv Kumar, AAG, Haryana.

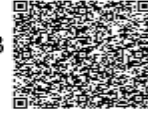
SANJAY VASHISTH, J.

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 FIR No.713 dated 17.10.2023, under Sections 406, 420, 506 IPC and Sections 10 and 24 of Immigration Act at PS Shahbad, District Kurukshetra.

2. On 20.08.2025, following order was passed:

“(i) 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:

<i>Name of Petitioner(s)</i>	<i>FIR No.</i>	<i>Date</i>	<i>Section(s)</i>	<i>Police Station</i>	<i>District</i>
<i>Harsimran @ Simran, aged 35 years</i>	<i>713</i>	<i>17.10.2023</i>	<i>406, 420, 506 of IPC, 10 and 24 of Immigration Act</i>	<i>Shahabad</i>	<i>Kurukshetra</i>



(ii) *Learned counsel for the petitioner, inter alia, submits that peittoiner ordinarily resides in Australia, where he works as a driver and earns his livelihood. In support of this, counsel refers to salary slip issued by Adelaide Taxi Trucks, which pertains to a period prior to the registration of the FIR.*

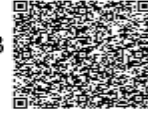
(iii) *While reading out the contents of the FIR, counsel for the petitioner points out that complainant was introduced to petitioner through his friend, Sanjeev Kumar, who informed him that Mehtab Travels, located in Ambala, was involved in sending people abroad. Consequently, in December 2021, complainant and Sanjeev Kumar visited the office of the accused.*

It is further pointed out that Mehtab Travels is run by accused No.2 - Jasvinder Singh @ Vinkle, who is the real brother of the petitioner. Significantly, accused No.2 has already been declared innocent by the investigating agency.

(iv) *Referring to the allegations in the FIR, counsel for the petitioner submits that complainant, Sandeep Singh, allegedly faced serious hardship while staying at a hotel in Tanzania, where he contacted his family, stating that agents of the accused would harm him, unless they arranged for his return ticket. Thereafter, his cousin, Navjot, arranged the ticket, and with great difficulty, Sandeep Singh returned to India from Khazania on 10.04.2022 and reached home on 11.04.2022.*

(v) *On the basis of these facts, counsel for the petitioner contends that if the allegations were genuine, complainant would have approached the concerned authorities or lodged a complaint immediately upon his return. However, no such action was taken, and it was only after a delay of approximately 18 months that complainant filed the present complaint, which appears to be based on concocted allegations.*

(vi) *It is also admitted that out of the total alleged duped amount of Rs.10/12 lakhs, no part of the money was transferred into the bank*



account of the petitioner. Furthermore, allegation pertains to sending the complainant to the United States of America (USA), which never materialized. Moreover, petitioner is ready to join the investigation and fully cooperate, if protected from arrest by this Court. Thus, prays for grant of concession of anticipatory bail to the petitioner in the present case.

(vii) Notice of motion.

(viii) On advance notice, Mr. Kanwar Sanjiv Kumar, AAG, Haryana, puts in appearance on behalf of the respondent-State and seeks some time to file status report in the matter.

However, to prevent loss to the State Exchequer, the appearance of the concerned respondent(s) in the subsequent proceedings will only be recognized, if the requisite process fee is deposited by the petitioner(s), within a period of one week from today.

(ix) Adjourned to 18.11.2025.

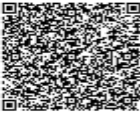
(x) In the meanwhile, the petitioner is directed to join the investigation as and when required to do so by the Investigating Agency. In the event of his arrest, the petitioner shall be released on ad-interim bail, subject to his furnishing bail bonds to the satisfaction of the Arresting Officer. The 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.).

(xi) 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. Reply filed by learned State counsel in the Court today is taken on record.

4. Continuing his submissions, learned counsel for the petitioner



CRM-M-45000-2025

4

contends that in compliance to the order dated 20.08.2025 passed by this Court, petitioner has joined the investigation on 13.09.2025.

5. Learned State counsel on instructions, confirms the said averment made by counsel for the petitioner of joining the investigation on 13.09.2025 by the petitioner, and submits that as of now, custodial interrogation of the petitioner is not required for the purpose of investigation.

6. Heard learned counsel for the parties.

7. Since, petitioner has already joined the investigation and custodial interrogation is no more required; ad-interim bail order dated 20.08.2025 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.

(SANJAY VASHISTH)
JUDGE

18.11.2025

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Whether Speaking/Reasoned:	YES/ NO
Whether Reportable:	YES /NO