



CRM-M-45020-2025

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

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CRM-M-45020-2025

Date of decision : 03.11.2025

Nanak Singh

..... Petitioner

VERSUS

State of Punjab and another

..... Respondents

CORAM : HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present: Ms. Dolli Sharma, Advocate
for the petitioner.

Ms. Manjot Kaur, AAG, Punjab.

Mr. Vipin Mahajan, Senior Advocate with
Ms. Gaganbir Kaur Kahlon, Advocate
for respondent No. 2.

AMARJOT BHATTI J. (ORAL)

1. Petitioner – Nanak Singh has filed petition under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of anticipatory bail in case FIR No. 63 dated 24.11.2024 under Section 70(1) and 351(2) of Bharatiya Nyaya Sanhita, 2023 registered at Police Station Bhaini Mian Khan, District Gurdaspur (Annexure P-1).

2. As per the facts of case, complainant 'BK' gave her statement that she is mother of three children i.e. two sons and a daughter. Gopi Singh is brother-in-law in relation. She came in contact with him about one and a half years ago. He used to harass her and tell her to marry him and he would keep her happy. She did not tell anybody about his conduct. On 29.07.2024 at about 08:00 pm, Gopi Singh came to her house in the absence of her husband and



children. He threatened her and forcibly took her to Amritsar Darbar Sahib. Thereafter, she was brought to Railway Station, Amritsar where Nanak Singh son of Kala Singh also reached. They took her to Hisar, Haryana by train. They took a hut near Gujra Camp at a distance of 5/6 kms from Railway Station, Hisar. She was kept in hut for about one month. She was sexually exploited by Gopi Singh and Nanak Singh and she was also given drugs. She rescued herself with great difficulty and came to her sister. She did not disclose the facts to her sister and in October she returned to her village. Finally, she disclosed everything to her husband and matter was reported to police.

3. Learned counsel for petitioner argued that main allegations were against Gopi Singh. Present petitioner is falsely implicated in this case. Said victim and Gopi Singh were in relationship. Live-in Relationship Deed is Annexure P-2. Transcript of audio call alongwith pendrive is Annexure P-3. Photographs are Annexure P-6. As per MLR (Annexure P-5), victim did not suffer any injury. There is delay in lodging FIR. All allegations detailed in FIR are false. He is ready to join investigation.

4. Status report filed by respondent-State. Anticipatory bail petition is opposed by learned counsel representing State with assistance of learned counsel for respondent No. 2/complainant. As per status report, present petitioner is specifically named. Statement of victim under Section 183 BNSS, 2023 was recorded by learned Judicial Magistrate Ist Class, Gurdaspur, which is Annexure R-1/T, where again present petitioner is named. Challan in this case was presented on 24.01.2025 and now case is fixed for appearance of accused. There is specific role attributed to present petitioner that he also sexually exploited victim. Therefore, petitioner is not entitled to be released on anticipatory bail.



5. I have considered the arguments and have gone through the record carefully. FIR is lodged on the statement of prosecutrix, who is 48 years old lady, having three children. As per her version, she was forcibly taken away by Gopi Singh on 29.07.2024. She further alleged that petitioner Nanak Singh was already present at Railway Station, Amritsar. Both of them took her to Hisar. She was kept in a hut where both of them exploited her and finally she managed to leave that place and came to her sister's house. Thereafter, she returned to her village and disclosed everything to her husband and matter was reported to police. Statement of victim recorded under Section 183 of BNSS, 2023 before the Magistrate is Annexure R-1/T. It is claimed that challan is presented in this case (Annexure P-4), but contents of said challan indicate that neither Gopi Singh nor present petitioner has been arrested in this case. Both accused are yet to join investigation. Documents annexed with bail petition i.e. Live-in Relationship Deed (Annexure P-2) and pendrive (Annexure P-3) having audio recording can be looked into during investigation of case. In fact, investigation will start on the arrest of accused named in present case. Considering the aforesaid factual position, I do not find a fit case for grant of anticipatory bail and petition filed by petitioner Nanak Singh is, accordingly, dismissed.

6. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.

(AMARJOT BHATTI)
JUDGE

03.11.2025
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Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No