



CRM-M-58806-2024 (O&M)

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-58806-2024 (O&M)

Date of Decision: 15.01.2025

CHANDER DEEP ALIAS SUNNY

.. Petitioner

Vs.

STATE OF HARYANA

..Respondent

CORAM: HON'BLE MR. JUSTICE SUMEET GOEL

Present: Mr. Naveen Bawa, Advocate for the petitioner.

Ms. Priyanka Sadar, AAG, Haryana.

...

SUMEET GOEL, J. (Oral)

1. This petition has been filed under Section 482 BNSS, 2023 for grant of anticipatory bail to the petitioner in FIR No.436 dated 20.10.2023, under Section 379 of the IPC (Section 120-B of the IPC added subsequently), registered at P.S. Bhuna, District Fatehabad.

2. On 25.11.2024, the following order was passed:-

“1. Through the instant petition, as instituted under Section 482 of the B.N.S.S., the petitioner seeks the concession of anticipatory bail, in case FIR No.436 dated 20.10.2023, under Section 379 of the IPC (Section 120-B of the IPC added subsequently), registered at P.S. Bhuna, District Fatehabad.

2. The learned counsel for the petitioner inter alia submits that, neither the name of the petitioner reflects in the FIR, nor any role whatsoever has been assigned to him therein, rather what constitutes the bedrock for the investigating agency to arrest the petitioner is the disclosure statement of his co-accused Maninder @ Sunny. Notably, the name of the petitioner has not surfaced in the disclosure statement of the main accused Sagar @ Vipin Kumar.

3. The learned counsel for the petitioner also submits that, since the petitioner's co-accused Maninder Singh @ Sunny and Dimpal @ Dimple have already been granted the relief of anticipatory bail by this Court, as is evident from the orders respectively embodied in Annexure P3 and P4, therefore, the petitioner, who is on a co-equal pedestal as his co-accused (supra), also deserves an alike relief.

4. Notice of motion for 15.01.2025.

5. Mr. Bhupender Singh, D.A.G., Haryana, accepts notice on behalf of respondent-State of Haryana.

6. In the meantime, the petitioner is directed to join the investigation and to appear before the investigating agency, as and when called upon to do so. In

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the event of his arrest, he shall be admitted to interim bail on his furnishing bail bonds to the satisfaction of the Arresting/Investigating Officer. The petitioner shall abide by the terms and conditions as envisaged under Section 482(2) of the B.N.S.S”

3. Learned State counsel, on instructions from SI Ravinder Singh, has stated that pursuant to the order dated 25.11.2024, the petitioner has joined investigation and is no longer required for custodial interrogation.
4. In view of above, the petition is allowed and interim order dated 25.11.2024 passed by this Court is made absolute, subject to the conditions as enumerated under Section 482(2) BNSS, 2023.
5. This order should not be treated as “blanket” order. It will not be interpreted as granting petitioner indefinite protection from arrest. It shall be confined to the FIR mentioned *ibid* and will not operate in respect of any other incident that involves commission of an offence.
6. Liberty is reserved in favour of State/complainant to move for cancellation/recall of this order in case the petitioner violates any condition stipulated under Section 482(2) BNSS, 2023 or upon showing any other sufficient cause.
7. Needless to say that anything observed herein above shall not be construed to be an opinion on the merits of the case.
8. Pending applications, if any, shall also stand disposed off.

15.01.2025
Jasmine Kaur

(SUMEET GOEL)
JUDGE

Whether speaking/reasoned

Yes No

Whether reportable

Yes No