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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-59284-2024

Date of decision: 20.05.2025

Aman Anand

....Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR**Present:** Mr. Arjun Veer Sharma, Advocate
for the petitioner.

Mr. Sandeep Kumar, DAG, Punjab.

Mr. Ankit Gupta, Advocate
for the complainant.**HARPREET SINGH BRAR, J. (ORAL)**

This petition has been filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking anticipatory bail in case bearing FIR No.43 dated 06.06.2016 (Annexure P-1) under Sections 420/406/177/193/198/120-B of IPC registered at Police Station Moti Nagar, District Ludhiana.

On 27.01.2025, the following order was passed:-

*'Counsel for the petitioner while placing reliance on the judgment of Hon'ble the Supreme Court in Criminal Appeal No.4564 of 2024 titled as **Asha Dubey vs. State of Madhya Pradesh (decided on 12.11.2024)** inter alia submits that even though the petitioner was declared as proclaimed offender vide order dated 27.12.2017, the present petition seeking grant of anticipatory bail is maintainable without laying challenge to the said order whereby the petitioner was declared a proclaimed offender. It is further submitted that now the matter has been compromised with the complainant and entire settled amount is returned to him and the petitioner is ready and willing to join investigation with the police.*

Counsel appearing on behalf of the complainant admitted the factum of compromise and receipt of the settled amount and is having no objection if the present petition is allowed.

However, the State counsel has raised objection with egard to maintainability of the present petition.

The issue with regard to maintainability of the present petition is already decided by Hon'ble the Supreme Court vide its judgment titled as Asha Dubey's case(supra).

Admittedly, now the matter stands compromised between the parties.



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*In the given circumstances, petitioner is directed to join the investigation and appear before the investigating agency as and when called upon to do so. In 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 BNSS.
Now be listed on 20.05.2025.'*

Learned State counsel on instructions from ASI Sahib Kumar, at the very outset informs the Court that the petitioner has joined the investigation and his custodial interrogation is not required.

In view of the statement of learned State counsel, order dated 27.01.2025 is hereby made absolute. The petitioner shall abide by the terms and conditions envisaged under Section 482(2) of BNSS (earlier Section 438(2) Cr.P.C.).

The petition stands disposed of.

(HARPREET SINGH BRAR)
JUDGE

20.05.2025

Neha

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