

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

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CRM-M-62474-2025

Date of decision: 10th November, 2025

Bittu

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. Hardeep Rana, Advocate for the petitioner.

Mr. Apoorv Garg, Additional Advocate General, Haryana.

Mr. Ashir Gulati, Advocate for the complainant.

MANISHA BATRA, J (ORAL):-

The present petition has been filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') by the petitioner seeking grant of anticipatory bail in case bearing FIR No. 220 dated 27.09.2025 registered under Sections 318(4), 316(2) and 143(2) of Bharatiya Nyaya Sanhita, 2023 (for short 'BNS') and Section 24 of Immigration Act at Police Station Siwan, District Kaithal.

2. The aforementioned FIR was registered on the basis of a complaint lodged by the complainant, Neetu, alleging that the petitioner had induced them on the premise of sending her brother-Karam Chander, to Germany. He had taken an amount of Rs. 8,10,000 from them and had sent him to Russia through an illegal route/dunki route, where he was forced to join war. Her family had received a message through *Telegram App* that her



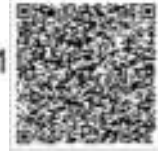
brother had died, and the messenger had asked them to send money if the dead body of her brother was required, otherwise, the same was to be cremated there. After registration of the FIR, investigation proceedings have been initiated and are underway. Apprehending his arrest, the petitioner moved an application for grant of anticipatory bail, which has been dismissed by the Court of learned Additional Sessions Judge, Kaithal, vide order 28.10.2025.

3. It is argued by learned counsel for the petitioner that he has been falsely implicated in this case. In fact, the victim had gone to Russia on a tourist visa, and he, being a friend of the victim, had helped him in getting that visa. He had not been sent through the dunki route. He had started working there in some wooden factory and had even uploaded a video on Instagram. The petitioner had nothing to do with the recruitment of the victim in the Russian Army. He is ready to join the investigation. His custodial interrogation is not required. No recovery is to be effected from him. It is, therefore, submitted that he deserves to be given the benefit of anticipatory bail.

4. Notice of motion.

5. Mr. Ashir Gulati, Advocate, has put in an appearance on behalf of the complainant and has filed his memo of appearance.

6. Learned Additional Advocate General, Haryana, has advance notice of the petition and is ready to argue the matter. Learned State counsel assisted by learned counsel for the complainant has submitted that though the victim had been sent to Russia on a tourist Visa, however, the petitioner had induced him to be sent to Germany through an illegal route from Russia



onwards. The victim had died in Ukraine during the war. The petitioner had usurped a huge amount of money on the pretext of sending him to Germany. For conducting a thorough investigation of the matter as well as for recovery of the money, custodial interrogation of the petitioner is required. No extraordinary circumstance for granting him pre-arrest bail, has been made out. It is, therefore, submitted that the petition does not deserve to be allowed.

7. This Court has heard learned counsel for the parties at considerable length.

8. The petitioner is alleged to have induced the brother of the complainant on the pretext of sending him to Germany and, after receiving a huge amount of money from him, sent him to Russia on a tourist visa further assuring that the victim would be sent to Germany though no valid visa was got issued in his favour for that country. The allegations against the petitioner are serious in nature. On daily basis, several youths of the State of Punjab are being duped of their money and are victimized on the pretext of sending them abroad. For conducting a thorough and proper investigation in the matter, custodial interrogation of the petitioner is a must. In case his custodial interrogation is denied to the Investigating Agency, that will leave many glaring loopholes and gaps thereby adversely affecting the investigation. The powers under Section 482 of BNSS are to be exercised in extraordinary and sparing circumstances. In the present case, no such exceptional circumstances warranting exercise of the powers for grant of anticipatory bail by this Court are existing. As such, this Court is of the



considered opinion that the petition does not deserve to be allowed. Accordingly, the same is dismissed.

9. However, anything observed hereinabove shall not be treated as an expression of opinion on merits of the case and is only meant for the purpose of decision of present petition.

10. Since the main petition has been dismissed, pending application, if any, is rendered infructuous.

[MANISHA BATRA]
JUDGE

10th November, 2025
Parveen Sharma

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| 1. Whether speaking/ reasoned | : | Yes / No |
| 2. Whether reportable | : | Yes / No |