

237-CRM-M-64425-2024

2025.PHHC:008495



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-64425-2024
Date of decision: 21.01.2025

SimranPetitioner.

Versus

State of PunjabRespondent.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Vishal Thakur, Advocate,
for the petitioner.

Mr. Ankit Grewal, DAG, Punjab.

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SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita 2023 (BNSS), the petitioner seeks anticipatory bail in case FIR as under: -

FIR No.	Dated	Sections	Police Station
63	15.08.2024	420, 406 IPC	Garhdiwal, District Hoshiarpur

2. Learned counsel for the petitioner submits that in compliance to the order dated 19.12.2024, the petitioner has joined the investigation.

3. During the course of hearing on 19.12.2024, following order has been passed: -

‘2. It is, inter alia, contended by learned counsel for the petitioner that the petitioner, a lady aged about 24 years and having no other criminal antecedents, has been falsely



implicated in this case by the complainant on flimsy grounds. He contends that the allegations levelled by the complainant are mainly against the father of the petitioner and has nominated the present petitioner by alleging Rs. 10,000/- having been given to her in December 2022. He contends that the said amount was already returned by the petitioner to the complainant on 26.04.2024. Hence, the present petition.

3. *Notice of motion.*

4. *On the asking of the Court, Mr. Rajinder Singh Bhatta, DAG, Punjab, present in Court, accepts notice on behalf of the State-respondent and, on instructions from ASI Balbir Singh, does not dispute the factual matrix of the case and has submitted that the instant FIR was registered after a thorough inquiry by the DSP (NDPS), Hoshiarpur. He prays for time to file the status report/reply in the matter.*

5. *Adjourned to 21.01.2025.*

6. *Needful be done well before the date fixed with an advance copy to the counsel opposite.*

7. *In the meanwhile, the petitioner is hereby directed to join investigation within seven days from today and in the event of her arrest, she is ordered to be released on interim bail on her furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. She shall also abide by conditions as envisaged under Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita 2023 (BNSS).*

8. *The concerned DSP (NDPS), Hoshiarpur, who has conducted the inquiry is directed to remain present along with relevant records and Investigating Officer (concerned) on the date fixed.'*

4. Learned State counsel, on instructions received from Deputy Superintendent of Police, Jagir Singh, who is present in person along with ASI Sukhjinder Singh, has stated that the petitioner has

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joined the investigation and is neither required for further investigation nor for any custodial interrogation.

5. Keeping in view the above submissions made by learned State counsel and the fact that the petitioner had joined the investigation consequent to the order dated 19.12.2024 passed by this Court, interim bail granted vide order dated 19.12.2024 is hereby confirmed, subject to conditions as envisaged under Section 482(2) of the Bhartiya Nagarik Suraksha Sanhita 2023 (BNSS). Further the petitioner is directed to join investigation as and when required in future by way of written notice for such purpose to be served by Investigating Officer of this case upon the petitioner; she will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.

6. The petition stands allowed.

7. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

21.01.2025
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(SANJIV BERRY)
JUDGE

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |