



CRM-M-68082-2025 (O&M)

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

212

CRM-M-68082-2025 (O&M)
Date of decision: 22.12.2025

GURSHARAN SINGH

PETITIONER

VERSUS

STATE OF PUNJAB

RESPONDENT

CORAM: HON'BLE MS. JUSTICE SHALINI SINGH NAGPAL

Present: Mr. Himanshu Puri, Advocate
for the petitioner.

Mr. Hardeep Singh Wadhwa, DAG Punjab.

Shalini Singh Nagpal, J. (Oral)

1. Petitioner seeks anticipatory bail in case vide FIR No.101 dated 03.11.2025 under Section 498-A IPC, Police Station Women Cell, District Ludhiana. This is the first petition for anticipatory bail.

2. On 04.12.2025, following order was passed:-

“Petitioner seeks anticipatory bail in FIR No. 101 dated 03.11.2025 under Section 498-A of Indian Penal Code, Police Station Women Cell, District Ludhiana. This is the first petition for anticipatory bail.

Learned counsel for the petitioner submits that though allegations of demand of dowry were levelled against the petitioner and his family members, police did not invoke Section 406 IPC. He further submits that complainant did not want to live with the petitioner as she was Amritdhari Sikh and petitioner allegedly consumed alcohol and meat due to which her sentiments were hurt. He further submits that the petitioner had filed a petition under Section 9 of the Hindu Marriage Act for restitution of conjugal rights and was ready and willing to join investigation.

Notice of Motion.

Mr. Kunwarbir Singh, AAG Punjab, accepts notice on behalf of Respondent-State and seeks time to file status report.



Petitioner is directed to appear before the directed to Investigating/Arresting Officer and join investigation within one week or as and when required. In the event of his arrest, the Investigating/Arresting Officer shall release the petitioner on interim anticipatory bail on furnishing personal/surety bonds to his/her satisfaction. The petitioner shall also abide by the conditions as envisaged under Section 482(2) of Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023.

Adjourned to 22.12.2025 for filing status report by State.”

3. Status report by way of affidavit of Mr. Gurpreet Singh (PPS), ACP, CAW & C-Cell, Ludhiana on behalf of the respondent-State has been filed. The same is made part of the record. Learned State counsel, on instructions from ASI Malkeet Ram, concedes that petitioner had joined investigation, but opposes the prayer for anticipatory bail on the ground that no recovery has been effected.
4. Benefit of anticipatory bail cannot be declined merely on the ground that recovery was not effected. Whether or not the articles were indeed entrusted to the petitioner would be a matter of evidence to be led during the trial. Considering the entire facts and circumstances of the case, as enumerated above, but without commenting on merits, order dated 04.12.2025, granting interim anticipatory bail to the petitioner is made absolute, subject to conditions laid down in Section 482(2) Bhartiya Nagarik Suraksha Sanhita, 2023.
5. All the pending miscellaneous applications, if any, stand disposed of.

(SHALINI SINGH NAGPAL)
JUDGE

22.12.2025
HS.CHAUHAN

Whether Speaking/Reasoned :
Whether Reportable :

Yes/No
Yes/No