



116 **IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-72494-2025
Date of decision: 22.12.2025

DHARAMBIR SINGH

...PETITIONER

V/S

STATE OF HARYANA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUBHAS MEHLA

Present: Ms. Pallavi Babbar, Advocate for the petitioner.

Mr. Karan Veer Singh, Senior DAG, Haryana.

Mr. S.S. Momi, Advocate for the complainant.

SUBHAS MEHLA, J. (ORAL)

1. Through the instant petition filed under Section 482 Bharatiya Nagarik Suraksha Sanhita, 2023, prayer is for grant of anticipatory bail to the petitioner in case bearing FIR No.236 dated 18.03.2023 registered under Sections 406, 420, 379-B, 120-B of Indian Penal Code, 1860 and Section 24 of The Emigration Act, 1983 along with Section 25 of Arms Act, 1959 (*wrongly mentioned as 'Immigration Act'*) registered at Police Station Karnal Sadar, District Karnal.

2. Learned counsel for the petitioner contended that earlier, the petitioner was declared innocent by the investigating agency and a cancellation report under Section 193 BNSS was filed qua present petitioner and co-accused, namely, Munish, before the trial Court; now during the trial, the petitioner has been summoned as an additional accused by way of filing an application under Section 319 Cr.P.C.; the petitioner is ready to surrender



CRM-M-72494-2025

2

before the trial Court and join the proceedings but he has apprehension that he will be sent behind the bars.

3. Learned State counsel appeared on advance notice and assisted by learned counsel for the complainant submitted that the petitioner along with co-accused duped the complainant to the tune of Rs.45 lakhs. However, learned State counsel fairly admitted that the petitioner has been summoned as an additional accused by the trial Court and is not required by the investigating agency for the purpose of his custodial interrogation.

4. Heard.

5. Keeping in view the facts and circumstances of the case, the petitioner is not required to be in custody for any purpose; relief of bail cannot be withheld solely as a measure of punishment as culpability will be decided by the trial Court after adducing evidence of both the parties. Moreover, accused/petitioner was declared innocent during investigation, hence, the petitioner is directed to appear before the trial Court on the next date fixed before it and join the proceedings. On doing so, trial Court is directed to release the petitioner on bail on furnishing of bail/surety bonds to its satisfaction.

6. Nothing observed hereinabove shall be construed to be expression of an opinion by this Court on merits of the case.

December 24, 2025
manisha

(SUBHAS MEHLA)
JUDGE

- (i) Whether speaking/reasoned
- (ii) Whether reportable

Yes/No
Yes/No