



CRM-M-52167-2025

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

109

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Decided on: 25.02.2026

Shastri

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. R.S. Randhawa, Advocate
for the petitioner.

Mr. Neeraj Madaan, Sr. DAG Punjab

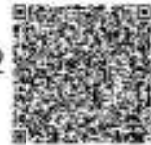
SANJAY VASHISTH, J. (ORAL)

1. Prayer in this petition, filed under Section 482 of the BNSS, 2023 (earlier Section 438 Cr.P.C.), is for grant of anticipatory bail to the petitioner, who has been booked in a criminal case arising out of FIR No.0148 dated 13.08.2025 registered under Section 82 of Registration Act, 1908 and Sections 319(2), 318(4), 336(2), 338, 336, 340(2), 61(2) of BNS, 2023 at Police Station Salem Tabri, District Ludhiana.

2. On 17.09.2025, following order was passed:

"Prayer is for grant of anticipatory bail to the petitioner in FIR No.0148 dated 13.08.2025 registered under Section 82 of Registration Act, 1908 and Sections 319(2), 318(4), 336(2), 338, 336, 340(2), 61(2) of BNS, 2023 at Police Station Salem Tabri, District Ludhiana.

Learned counsel for the petitioner contended that there is nothing against the petitioner to involve him in the present offence as the real owner of the property Sham Lal executed Power of Attorney dated 11.09.2020, which was registered on 14.09.2020 and on the basis of that Power of Attorney, he executed a sale deed dated 03.02.2021 in favour of co-accused Vasudev which was

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subsequently cancelled and even co-accused Vasudev has not used that particular sale deed to transfer the property in question to the complainant. However, the co-accused has used the sale deed in his favour to sell the property to the complainant which was a fake one. Learned counsel for the petitioner contends that the petitioner is ready and willing to join the investigation.

Notice of motion.

Mr. Nitesh Sharma, Deputy Advocate General, Punjab, accepts notice on behalf of respondent-State and submitted that there are specific allegations against the petitioner that he is involved with a gang who is involved in activities like selling of properties on the basis of fake documents. He prayed for dismissal of the present petition.

Mr. Naveen Sharma, Advocate appears on behalf of the complainant by filing Memorandum of Appearance. He contended that the petitioner in connivance with co-accused namely Vasudev cheated the complainant and transferred the land on the basis of forged documents.

Taking into consideration the submissions made by learned counsel for the petitioner, which are not countered by learned opposite counsel and a perusal of the material available on record, there is nothing to show that the petitioner has forged any documents instrumental in execution of the sale deed in favour of the complainant.

Adjourned to 26.11.2025.

In the meantime, the petitioner is directed to join the investigation as and when required by Investigating Officer. In the event of his arrest, the petitioner shall be admitted to interim bail till next date of hearing on furnishing of bail/surety bonds to the satisfaction of investigating/arresting officer subject to the conditions as envisaged under Section 482(2) of the BNSS (erstwhile Section 438(2) Cr.P.C.).”

4. Learned counsel for the petitioner submits that in pursuance to the directions issued by this Court vide order dated 17.09.2025, the petitioner has joined investigation.

5. Learned State counsel on instructions, confirms the said averment made by counsel for the petitioner of joining the investigation by the petitioner and submits that as of now, custodial interrogation of the petitioner is not required for the purpose of investigation.



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- 6. Heard learned counsel for the parties.
- 7. Since, petitioner has already joined the investigation and custodial interrogation is no more required; ad-interim bail order dated 17.09.2025 passed by this Court is hereby made absolute. Accordingly, present petition is allowed.
- 8. The petitioner shall continue to join the investigation as and when required to do so and abide by all the terms and conditions laid down under Section 482(2) of BNSS, 2023.
- 9. However, present order would be subject to the submission of his passport to the Investigating Agency or to Court concerned, if he possesses, within a period of one week from today. Otherwise, he would submit an affidavit, disclosing the fact that he does not possess any passport.
- 10. It is clarified that in case, aforesaid condition is not complied with, this order would be considered as *non est* automatically.

25.02.2026
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(SANJAY VASHISTH)
JUDGE

Whether Speaking/Reasoned:	YES/ NO
Whether Reportable:	YES /NO