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

**CRM-M-42779-2025 (O&M)  
DECIDED ON: 18.08.2025**

**KANHAIYA**

**.....PETITIONER**

**VERSUS**

**STATE OF HARYANA**

**.....RESPONDENT**

**CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL**

Present: Mr. Saurabh Dalal, Advocate  
for the petitioner.

**SANDEEP MOUDGIL, J (ORAL)**

**1. Prayer**

The jurisdiction of this Court has been invoked under Section 482 BNSS, 2023 for grant of anticipatory bail to the petitioner in FIR No. 296 dated 25.07.2025 under Sections 108 of BNS, 2023, registered at Police Station Gohana City, Sonipat.

**2 Contention**

**On behalf of the petitioner**

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case. It is submitted that the petitioner had only advanced a sum of Rs. 10,000/- to the deceased and did not frequently demand repayment. The petitioner had lent small amounts ranging between Rs. 2,000 to Rs. 3,000 intermittently from March to July 2025. The petitioner is not financially well-off and struggles to meet his day-to-day expenses. He argued that there is no

allegation that attracts the provisions of Section 108 of the BNS Code or any equivalent provision relating to abetment and the FIR does not disclose any element of abetment, coercion, pressure, or force exerted by the petitioner. Further, there is no evidence to suggest that the petitioner had any contact with the deceased immediately prior to the alleged suicide. The FIR appears to be a mere instrumentality being misused by the complainant to evade repayment of loans extended to other individuals.

Notice of motion.

**On behalf of the State/complainant**

On the asking of Court, Mr. Sushil Bhardwaj, Addl. AG. Haryana, accepts notice on behalf of respondent/State. He prays for dismissal of the present petition, submitting that the petitioner, along with other co-accused, exerted pressure on the deceased to repay the amount of Rs. 10,000/-, which allegedly led to the deceased's suicide.

3. **Analysis**

Considering the fact that there is no material evidence or indication of abetment or coercion by the petitioner, and taking into account the absence of any contact between the petitioner and the deceased immediately prior to the alleged incident, it is clear that custodial interrogation of the petitioner is unwarranted.

In the light of above, this Court is of the considered view that there is no valid or cogent reason to deny the bail to the present petitioner, wherein he has *bona fide* intentions and is ready and willing to join the investigation and cooperate for furtherance of the same so that the final report can be submitted by the Investigating Agency in time.

**4. Relief:-**

Hence, the petitioner is directed to be released on anticipatory bail subject to his joining investigation with the Investigating Officer concerned within a period of one week from today, on furnishing of personal/surety bonds to the satisfaction of Arresting Officer/Investigating Officer. The petitioner shall also abide by the terms and conditions as envisaged under Section 482(2) of BNSS, which are reproduced below:-

*'When the High Court or the Court of Session makes a direction under sub-section (1), it may include such conditions in such directions in the light of the facts of the particular case, as it may think fit, including-*

*(i) a condition that the person shall make himself available for interrogation by a police officer as and when required;*

*(ii) a condition that the person shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;*

*(iii) a condition that the person shall not leave India without the previous permission of the Court;*

*(iv) such other condition as may be imposed under sub-section (3) of section 480, as if the bail were granted under that section.'*

However, it is made clear that in case the petitioner does not comply with the aforesaid direction of joining the investigation within a period of one week, the order passed by this Court today shall automatically stands cancelled.

In the aforesaid terms, the present petition stands allowed.

**(SANDEEP MOUDGIL)**  
**JUDGE**

**18.08.2025**

*Meenu*

*Whether speaking/reasoned :Yes/No*

*Whether reportable :Yes/No*