

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

(212)

**CRM-M-63761-2024
Decided on : 27.03.2025**

Kanwaljeet SinghPetitioner(s)
Versus
State of PunjabRespondent(s)

CORAM : HON'BLE MR.JUSTICE SUMEET GOEL

Present: Mr. Manmeet Singh, Advocate for the petitioner (s).

Mr. Jasjeet Singh Dhaliwal, AAG, Punjab.

Ms. Rashi Verma, Advocate for
Mr. Manu Loona, Advocate for the complainant.

Sumeet Goel (Oral):

1. Apprehending his arrest in FIR No.146 dated 12.10.2024 registered for offences punishable under Sections 333, 115(2), 191(3), 190 324(4), 351(2) of BNS; the petitioner has preferred this petition under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking pre-arrest bail.

2. On 09.01.2025, the following order was passed:-

“Admittedly, the petitioner is husband of the complainant but presently they are having strained relations and are living separately. The prosecution is relying upon CCTV footage in order to corroborate the incident in question as is detailed in the FIR.

On query being put to the counsel for the complainant, he has not disputed the fact that the petitioner is not visible in the aforesaid CCTV of petitioner footage but other 10 persons including father, brother and uncle of petitioner are visible in the said CCTV footage.

State counsel on instructions from ASI Jarnail Singh apprised the Court that no one sustained injuries at the time of the occurrence in question.

In the given circumstances, the petitioner is hereby directed to join the investigation with the police and in case of arrest, he is to be released on interim bail by the investigating officer/arresting officer to his own satisfaction till the next date fixed in this case. The petitioner is also to abide by the conditions envisaged under Section 482 (2) of BNSS.

At this stage, counsel for the parties made request that the matter be referred for mediation.

In view of above, the petitioner and complainant-Neelam Rani are directed to appear before the mediation and conciliation centre of this Court on 27.1.2025.

Now be listed on 24.2.2025 for awaiting the report of the mediator and that of SHO concerned.

3. Learned State counsel (on instructions from ASI Malkeet Singh) submits that the petitioner has joined investigation. He further submits that the cancellation report qua the FIR in question has been prepared and has been sent by the SP (Headquarter), Fazilka to SSP, Fazilka.

4. Learned counsel for the complainant has also vociferously opposed the grant of anticipatory bail to the petitioner by submitting that allegations made against the petitioner are serious in nature and in case the petitioner is granted the concession of anticipatory bail, the petitioner is likely to influence the investigation and also the witnesses.

5. Having heard learned counsel for the rival parties and after perusing the record, especially keeping in view the factum that a cancellation report having been prepared by the SP concerned which is

pending approval by the SSP, Fazilka, this Court deems it appropriate to confirm the interim bail.

6. *Ergo*, in view of the entirety of the facts and circumstances of the case, the order dated 09.01.2025 granting interim anticipatory bail to the petitioner is hereby made absolute, subject to the conditions as enumerated under Section 482(2) of BNSS.

7. This order should not be treated as “blanket” order. It will not be read granting petitioner indefinite protection from arrest. It shall be confined to the FIR mentioned *ibid* and will not operate in respect of any other incident that involves commission of an offence.

8. Liberty is reserved in favour of State/complainant to move for cancellation/recall of this order in case the petitioner violates any condition stipulated under Section 482(2) of BNSS or upon showing any other sufficient cause.

9. Needless to say that anything observed herein above shall not be construed to be an opinion on the merits of the case.

10. Pending application(s), if any, shall also stand disposed off.

March 27, 2025

Naveen

(SUMEET GOEL)
JUDGE

Whether speaking/reasoned :	Yes/No
Whether Reportable :	Yes/No