



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

217-2

CRM-M-10253-2025 (O&M)

Date of decision: 17.03.2025

Kawaljit Kaur

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Prince Sharma, Advocate
for the petitioner.

Mr. Sandeep Kumar, DAG, Punjab.

Ms. Meena, Advocate
for Mr. Amit Arora, Advocate for the complainant.

HARPREET SINGH BRAR J. (Oral)

1. This petition has been filed under Section 482 of BNSS, 2023, seeking anticipatory bail in case FIR No.01 dated 01.01.2025 under Section 305 of BNS, 2023 registered at Police Station City Patti, Tehsil Patti, District Tarn Taran, Punjab.

2. On 24.02.2025, the following order was passed:-

“XX XX XX XX

Learned counsel for the petitioner inter alia contends that similarly situated co-accused, namely, Navdeep Kaur was granted the concession of ad-interim anticipatory bail by this Court in CRM-M-8443 of 2025 titled as ‘Navdeep Kaur vs. State of Punjab’. He further contends that there is a delay of one month in registration of the FIR (supra). Learned counsel submits that no other person except the owner has the access to DVR (Digital Video Recorder) and



maximum imprisonment under Section 305 BNS, 2023 (erstwhile Section 380 IPC) is up to 07 years.

Notice of motion.

On the asking of the Court, Mr. Sandeep Kumar, DAG, Punjab, who is present in Court, accepts notice on behalf of the respondent-State.

In the meantime, keeping in view the law enunciated by the Hon'ble Supreme Court in Satender Kumar Antil Vs. CBI (2022) 10 SCC 51; Siddharam Satlingappa Mhetre Vs. State of Maharashtra and others 2010 SCC OnLine SC 137; Gurbaksh Singh Sibbia etc. Vs. State of Punjab (1980) 2 SCC 565, Arnesh Kumar Vs. State of Bihar (2014) 8 SCC 273 and Sushila Aggarwal Vs. State of NCT Delhi 2020 (1) RCR (Criminal) 833, at the first instance, the petitioner is directed to appear before the Investigating Officer within two weeks from today and on his doing so or in the event of arrest, the petitioner shall be admitted to interim bail on furnishing of bail/surety bond to the satisfaction of the Investigating/Arresting Officer. The petitioner shall cooperate with the Investigating/Arresting Officer and abide by the conditions as provided under Section 482 (2) BNSS, 2023.

If the Investigating/Arresting Officer does not permit the petitioner to join the investigation, the petitioner would appear before the Illaqa Magistrate, who would then summon the Investigating/Arresting Officer and direct him to join the petitioner in investigation, in terms of the order of this Court.

Adjourned to 17.03.2025, to be heard along with CRM-M-8443 of 2025.

Nothing observed hereinabove shall be construed to be an expression of opinion by this Court lest it may



prejudice the trial. The learned trial Court is directed to proceed with the trial on its own merits, strictly in accordance with law.”

3. Learned State counsel assisted by learned counsel for the complainant and on instructions from ASI Gurdial Singh, at the very outset, informs the Court that the petitioner has joined the investigation and her custodial interrogation is not required.

4. In view of the statement of learned State counsel, order dated 24.02.2025 is hereby made absolute. The petitioner shall abide by the terms and conditions envisaged under Section 482(2) of BNSS (*erstwhile Section 438(2) of the Code of Criminal Procedure, 1973*).

5. The petition stands disposed of.

(HARPREET SINGH BRAR)
JUDGE

17.03.2025

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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No