



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

222

CRM-M-35696-2025

Date of decision: 12.08.2025

MANPREET KAUR ALIAS NIDHI

...PETITIONER

V/s

STATE OF HARYANA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUMEET GOEL

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

Mr. Gurmeet Singh, AAG, Haryana.

SUMEET GOEL, J.

1. Present petition has been filed under Section 482 of BNSS for grant of anticipatory bail to the petitioner in case bearing FIR No.100 dated 03.02.2025, registered for the offences punishable under Sections 61, 123, 308(2) of BNS, 2023 and (Section 238 of BNS added later on) at Police Station Karnal City, District-Karnal.

2. On 10.07.2025, the following order was passed:-

“Instant petition is preferred under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short ‘BNSS’) seeking anticipatory bail in FIR No.100 dated 03.02.2025 under Sections 61, 123, 308(2) of the Bharatiya Nyaya Sanhita, 2023 (for short ‘BNS’) and Section 238 of BNS (added later on during investigation), registered at Police Station Karnal City, District Karnal.

Learned counsel for the petitioner, inter alia, contends that the petitioner is neither named in the FIR (supra) nor any allegations have been levelled against her even in the disclosure statement made by co-accused, on the basis of which, the petitioner has been nominated as accused. Further, the case set up by the prosecution is falsified by the fact that during the investigation, no video of any such incident was found recorded in the mobile phone of co-accused. It is further contended that the petitioner is a widow, having two minor children and she is having clean antecedents and is not involved in any other case.



Notice of motion for 12.08.2025.

Keeping in view the ratio of 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, the petitioner is directed to appear before Investigating Officer within a period of two weeks from today and thereafter, as directed by the Investigating Officer. In the event of arrest, the petitioner will be admitted to interim anticipatory bail on furnishing bail/surety bonds to the satisfaction of Investigating/Arresting Officer. The petitioner shall cooperate with the investigation/Arresting Officer and abide by the conditions as provided under Section 482(2) of BNSS (erstwhile Section 438(2) of the Code of Criminal Procedure, 1973).

If the Arresting Officer does not permit the petitioner to join the investigation, she would appear before learned Illaqa Magistrate, who would then summon the Arresting Officer and direct him to join the petitioner in the investigation, in terms of the order of this Court. Nothing observed hereinabove shall be construed as an expression of opinion by this Court and learned trial Court shall decide the case on its own merits, strictly in accordance with law.”

3. Learned State counsel, on instructions from SI Rajbir, has stated that pursuant to the order dated 10.07.2025, the petitioner has joined investigation and is no longer required for custodial interrogation.

4. In view of above, the present petition is allowed and interim order dated 10.07.2025 passed by this Court is made absolute, subject to the conditions as enumerated under Section 482 of BNSS(2).

5. 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.

6. 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 of BNSS(2) or upon showing any other sufficient cause.



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

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

(SUMEET GOEL)
JUDGE

12.08.2025

jatn

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No