



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

208

**CRM-M-17399-2025 (O&M)
Date of Decision: 26.5.2025**

Sunita Sharma

.....Petitioner

Versus

State of Haryana and another

.....Respondents

CORAM: HON'BLE MS. JUSTICE KIRTI SINGH

Present: Mr. Karan Kaushal, Advocate
for the petitioner.

Ms. Mahima Yashpal, DAG, Haryana.

Mr. Akshay Kumar Dahiya, Advocate
for respondent No. 2.

KIRTI SINGH, J. (ORAL)

1. Prayer in the present petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS'), is for grant of anticipatory bail to the petitioner, in case FIR No. 289 dated 1.7.2024, under Sections 80(2), 85 and 3(5) of Bharatiya Nyaya Sanhita, 2023 (for short 'BNS'), registered at Police Station Kheripul, District Faridabad.
2. Vide order dated 30.4.2025, the petitioner was directed to join investigation. The said order is reproduced hereinafter:-

“Apprehending arrest in FIR No.289 dated 01.07.2024, under Sections 80(2), 85 & 3(5) of BNS, registered at Police Station Kheripul, Faridabad, the petitioner has preferred this petition under Section 482 BNSS, 2023 for grant of pre-arrest bail.

Learned counsel for the petitioner inter alia submits that the petitioner is the mother-in-law of the deceased. It has been stated that the deceased was married to the son of petitioner on 26.04.2021. The present FIR is an after-thought as throughout more



than three years of marriage, no complaint had ever been made by the deceased or her family members regarding any demand of dowry by the petitioner. There was no matrimonial dispute between both the parties. Learned counsel has also placed reliance upon affidavit filed by the State counsel that as per FSL report, no common poison could be detected in Ex.1A, 1B, 2, 3A, 3B, 3C, 3D and 3E i.e. viscera, saline and clothes of the deceased. The cause of death was opined by the board of doctors as pulseless VT and its complications.

Per contra, learned State counsel and counsel for respondent No.2 vehemently opposed the prayer and submits that in view of serious allegations against the petitioner, she is not entitled to the concession of anticipatory bail. Adjourned to 26.05.2025.

Meanwhile, the arrest of the petitioner shall remain stayed.

In the meantime, the petitioner shall join investigation before the Investigating Agency/Officer. She shall abide by the following conditions as envisaged under Section 482(2) BNSS, 2023;-

- 1) That the petitioner shall make herself available for interrogation by a police officer as and when required to do so.*
- 2) That the petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts to the case so as to dissuade him from disclosing such facts to Court or to any police officer.*
- 3) That the petitioner shall not leave India without prior permission of the Court.*

Needless to mention that the investigating agency/officer shall continue with the investigation of the case in usual manner.”

2. Learned State counsel on instructions from ASI Kuldeep submits that in compliance of order dated 30.4.2025, the petitioner has joined the investigation and is not required for any further investigation.

3. Having considered the aforesaid facts and circumstances, the petition is allowed. Order dated 30.4.2025 passed by this Court, is hereby made absolute.

4. This order should not be treated as "blanket" order. It will not be read granting the petitioner(s) 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.

5. This order does not in any manner limit or restrict the rights or duties of the police or investigating agency to investigate into the charges against the petitioner(s).

6. The accused-petitioner(s) 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 or her from disclosing such facts to the Court or to any police officer.

7. The accused-petitioner(s) shall not leave India without prior permission of the Court.

8. The accused-petitioner(s) shall join the investigation as and when called by the police.

9. It will be open to the police or the investigating agency to move to this Court for a direction under Section 483(3) of BNSS, 2023 (erstwhile Section 439(2) of Cr.P.C.) to arrest the accused-petitioner(s), in the event of violation of any term, such as absconding, non-cooperating during investigation, evasion, intimidation or inducement to witnesses with a view to influence outcome of the investigation or trial.

Pending miscellaneous application(s), if any, also stands disposed of.

(KIRTI SINGH)
JUDGE

May 26, 2025
Gurpreet Singh

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No