

208 (2nd case)

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

CRM-M-38020-2025

Date of decision: August 13, 2025

Deep Chand

....Petitioner

versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE SUMEET GOEL**Present:** Mr. Harsh Goyal, Advocate for the petitioner.

Mr. Jaypreet Singh, DAG Punjab.

Mr. Eklavya Gupta, Advocate for the complainant.

SUMEET GOEL, J. (ORAL)

1. Present petition has been filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') for grant of concession of anticipatory bail to the petitioner in case FIR No.0022 dated 10.03.2025, under Sections 406, 420 of the IPC, 1860, registered at Police Station Kotwali Nabha, District Patiala.

2. On 18.07.2025, the following order was passed:

“Counsel for the petitioner, inter alia, relies upon the order dated 16.07.2025 passed in CRM-M-37236-2025 to contend that the petitioner is a man aged 46 years with clean antecedents, the loan transaction has taken place in the year 2023 whereas the FIR in question came to be registered on 10.03.2025 & the petitioner is willing to join investigation and cooperate therein.

Notice of motion.

On the strength of advance notice; Mr. Jatinder Pal Singh, Sr. DAG, Punjab has entered appearance on behalf of the respondent-State of Punjab.

Adjourned to 13.08.2025.

The petitioner is directed to appear before the Investigating Officer on 23.07.2025 at 11:00 A.M. in concerned Police Station and join investigation. In the event of arrest, the petitioner shall be released on interim bail subject to his furnishing personal/surety bond(s) to the



satisfaction of the Arresting Officer/Investigating Officer. As and when further called by Investigating Officer, the petitioner shall join the investigation. He shall abide by the condition(s) enumerated under Section 482(2) of Bharatiya Nagarik Suraksha Sanhita, 2023.

To be heard alongwith CRM-M-37236-2025.”

3. Learned State counsel (on instructions) has stated that pursuant to the order dated 18.07.2025, the petitioner has indeed joined investigation, but his custodial interrogation is required to effect recovery of money in question.

4. Learned counsel for the complainant has vehemently opposed grant of anticipatory bail to the petitioner. Learned counsel has argued that the allegations leveled against the petitioner are serious in nature. He has submitted that in case, the petitioner is extended the concession of anticipatory bail, there is all likelihood that the petitioner may abscond the trial and also interfere in the investigation and intimidate the witnesses.

5. Keeping in view the entirety of the factual milieu of the case; especially, the petitioner having joined investigation and his custodial interrogation is being sought for only effecting recovery of money in question, the interim order dated 18.07.2025 is made absolute, subject to the conditions as enumerated under Section 482(2) of BNSS.

6. 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.

7. 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.

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

9. Pending application(s), if any, shall also stand disposed of.

(SUMEET GOEL)
JUDGE

August 13, 2025
mahavir

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No