

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

2025:PHHC:099965



212

CRM-M-64675-2024 (O&M)
Date of decision:05.08.2025

Rakesh & another

... Petitioners

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. Sandeep K. Tada, Advocate for the petitioner.

Ms. Sakshi Bakshi, AAG, Punjab.

...

Manisha Batra, J. (Oral).

1. The present petition has been filed by the petitioner for grant of anticipatory bail in case FIR No.0275 dated 14.10.2024, registered under Section 24 of the Immigration Act and Sections 3(5), 316(2) and 318(4) of the BNS, at Police Station Nathu Sarai Chopta, District Sirsa.

2. Vide order dated 20.01.2025, passed by this Court, petitioner No.2 was granted interim bail and was directed to join investigation.

3. Learned State counsel on instructions from ASI Vinod Kumar has submitted that petitioner No.2 has joined investigation on 22.04.2025 but recovery of an amount of Rs.2 lakhs could not be effected from him but this is not be a ground for denying the bail to the petitioner.

4. Given the nature of the allegations, this Court is of the considered opinion that pre-trial incarceration of petitioner No.2 is not required. As such, a case for allowing the present petition is made out.

4. Keeping in view the above mentioned facts and circumstances, without commenting on the merits of the case, the present petition is allowed and the order dated 20.01.2025, granting interim bail to petitioner No.2, is made absolute, subject to the conditions laid down in Section 482(2) of Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023 (analogous to Section 438(2) of the Code of Criminal Procedure).

05.08.2025

harjeet

**(MANISHA BATRA)
JUDGE**

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