

2025:PHHC:049947



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IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRM-M-20138-2025  
DECIDED ON: 11.04.2025

TASLEEM MOHMAD

.....PETITIONER

VERSUS

STATE OF HARYANA

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Imityaz Hussain, Advocate  
for the petitioner.

SANDEEP MOUDGIL, J (ORAL)

1. Prayer

The jurisdiction of this Court has been invoked under Section 482 BNS, 2023 for grant of anticipatory bail to the petitioner in FIR No.157, dated 02.03.2019, under Sections 379 and 411 of IPC added later on, registered at Police Station Camp, Palwal.

2. Prosecution story setup in the present case as per the version in the FIR as under:-

*“To, Respected SHO Sir, Camp Police Station, Palwal. Subject: - Filing report regarding motorcycle theft. Sir, I, Pankaj Bansal, son of Bhimsain Bansal, resident of Kalra Colony, Palwal, wish to report that on 25/02/2019 at 7:30 PM, I went to Canara Bank, Agra Chowk, Palwal, for some work. I parked and locked my motorcycle at the bank gate, but when I returned after a short while, it was missing. I searched around but could not find it. The details of my stolen motorcycle are:Registration No. HR-52B-8249, Chassis No.MBLHA10AMC9E12939, Engine No.*

*HA10EJC9E12658, Model: Splendor Plus, registered in the name of my younger brother Deepak Bansal. I request you to kindly help in recovering my motorcycle and take action against the culprit. I have been searching for it on my own but have been unsuccessful. Your assistance would be greatly appreciated. Yours sincerely, Pankaj Bansal, Mobile No.: 9354167067, 9812199603. Upon receiving this complaint, Case No. 157, dated 02/03/2019, under Section 379 IPC has been registered at Camp Police Station, Palwal, and FIR copies will be sent to the area magistrate and senior officers. The case file, along with the original complaint, will be handed over to HC Rakesh 26 for investigation upon arrival. Note: The case has been registered in the presence of MHC Kanwarjit.”*

3. **Contention**

**On behalf of the petitioner**

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case on the basis of disclosure statement of co-accused namely Aazad. He further submits that the vehicle in question stands recovered from the co-accused Krishan and nothing is to be recovered from the petitioner. He contends that there is unexplained delay of six days lodging the FIR as the incident took place on 25.02.2019 and the FIR was got registered on 02.03.2019. He undertakes before the Court that the petitioner will join the investigation.

Notice of motion.

**On behalf of the State/complainant**

On the asking of Court, Mr. Surender Singh Pannu, Addl. AG, Haryana., accepts notice on behalf of respondent/State. He does not controvert the submissions made by learned counsel for the petitioner.

4. **Analysis**

Be that as it may, having given a considerable thought to the submissions made hereinabove especially to the fact that the vehicle in

question was recovered from the co-accused Krishan; except disclosure no incriminating material has come forth to connect the petitioner with the alleged commissioning of offence added with the fact that the petitioner is not involved in any other case, meaning thereby he is a person of clean antecedents, this Court is of the considered view that there is no valid or cogent reason to deny the bail to the present petitioner, wherein he has *bona fide* intentions and is ready and willing to join the investigation and cooperate for furtherance of the same so that the final report can be submitted by the Investigating Agency in time.

5. **Relief:-**

Hence, the petitioner is directed to be released on anticipatory bail subject to his joining investigation with the Investigating Officer concerned within a period of one week from today, on furnishing of personal/surety bonds to his satisfaction. The petitioner shall also abide by the terms and conditions as envisaged under Section 482(2) of BNSS, which are reproduced below:-

*‘When the High Court or the Court of Session makes a direction under sub-section (1), it may include such conditions in such directions in the light of the facts of the particular case, as it may think fit, including-*

*(i) a condition that the person shall make himself available for interrogation by a police officer as and when required;*

*(ii) a condition that the person 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 from disclosing such facts to the Court or to any police officer;*

*(iii) a condition that the person shall not leave India without the previous permission of the Court;*

*(iv) such other condition as may be imposed under sub-section (3) of section 480, as if the bail were granted under that section.'*

However, it is made clear that in case the petitioner does not comply with the aforesaid direction of joining the investigation within a period of one week, the order passed by this Court today shall automatically stands cancelled.

In the aforesaid terms, the present petition stands allowed.

**(SANDEEP MOUDGIL)**  
**JUDGE**

**11.04.2025**

*Meenu*

*Whether speaking/reasoned*      *Yes/No*  
*Whether reportable*              *Yes/No*