

**IN THE COURT OF HARISH ANAND
ADDITIONAL SESSIONS JUDGE
SHAHEED BHAGAT SINGH NAGAR
(UID NO.PB-0139).**

Case No.	BA/1679/2025
CNR No.	PBSB01-005369-2025
Date of order:	12.11.2025
Next Date:	17.11.2025

Gaurav @ Sahil, aged about 28 years son of Kamal Kumar, resident of House No.B-13/26, Mohalla Ravidas Nagar, Nawanshahr, District SBS Nagar.

.....Petitioner

V/S

STATE OF PUNJAB

FIR No.190 dated 27.08.2025 registered under Sections 64/67/115(2)/316(2) of BNS PS City Nawanshahr, District SBS Nagar.

**** First Anticipatory Bail application under Section 482 BNSS ****

Present: Sh. Vishal Sharma, Advocate for the applicant
Sh. Tejvir Singh, Ld Addl. PP for the State

ORDER:

Apprehending arrest, the applicant has filed the instant application under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (in short '**BNSS**') for grant of anticipatory bail.

2. Notice of bail application was given to the State, learned Addl. Public Prosecutor appeared on behalf of the State.

3. As per prosecution version, FIR was registered on the statement of Ramanpreet Kaur daughter of late Hardip Singh in which she stated that she is employed as Senior Constable in Punjab Police. She has already filed a complaint against her husband Gaurav, father-in-law Kamal Kumar, mother-in-law Geeta Rani and sister-in-law Sunaina Ladhar regarding beatings given to her, maltreatment, harassment, giving divorce fraudulently and her physical exploitation after divorce. Complainant stated in her statement that she met applicant-accused Gaurav @ Sahil in the year 2016 after they fell in love with each other and get married on 12.02.2019 by way of court marriage. After marriage, she started living at Ravidas Nagar, Nawanshahr with her in-laws family. In December 2019, she bought a car Swift for her husband, the installments of which were given from her salary account. About 8/9 months after marriage, her husband started fighting with her over her salary and said that she should give her salary and ATM card to him so that he could take care of the household expenses by withdrawing money from ATM. Due to this, there was a mutual disagreement between them. Complainant kept bearing with Gaurav to save her house. In February 2021, complainant became pregnant and gave birth to female child on 12.10.2021. Complainant further stated that accused Gaurav used to ask her to give him a fake divorce so that he could go abroad as he wanted to settle down with a foreigner girl abroad. Accused told her that he would

merely do contract marriage in abroad in order to make that future bright and to settle down with family abroad, to which she agreed. They got divorced in November 2021. Even after divorce, complainant and accused lived together. In June 2023, complainant got pregnant again, during which she came to know that her husband i.e. applicant was having an illicit relationship with Neelam Duggal @ Nisha. He wanted to marry her. When complainant asked applicant-accused about his relationship with said girl, he gave beating to her and forcibly asked her to get an abortion but complainant did not listen to her husband. After this, complainant went to her maternal house in Rahon in October 2023. On 02.02.2024, complainant gave birth to a male child and about this she told Gaurav but he said that he has no link with her. Then there was no communication from applicant/accused and after waiting for about a month and a half, complainant called her husband i.e. applicant, then he started telling her that she not called him earlier, now you calling him after so much time. Applicant/accused told her that he wanted to meet the children and in April 2024, he came to the maternal house of complainant in Rahon. At that time, complainant was present at home with the children where he told the complainant that now he is not on talking terms with Neelam Duggal @ Nisha as she came to the know about the complainant and the two children and now he wanted to live with her and children. He will not make any such mistake in future. Applicant/accused took her in his

confidence and deceived her and had made physical relations with her. After which applicant/accused brought her to her in-laws' house in Ravidas Nagar, Nawanshahr. In January 2024, complainant took a loan of about ₹28 lakh from UCO Bank Branch Banga and purchased a plot in her name at Durgapur Road, Nawanshahr in which she built her house. In March 2025, she along with applicant and her in-laws moved into that house. The in-laws' family sometimes went to their old ancestral house in Ravidas Nagar, Nawanshahr. Mostly, the in-laws' family lived in the new house raised by complainant. On 03.04.2025, applicant/accused had a fight with complainant over money and he gave beating to her. He forcibly took a ring weighing 04 grams and a mangalsutra weighing 2.5 grams from complainant and kept it with him. When complainant told her in-laws about this, the applicant gave beating to her. A few days after that complainant went to her paternal home in Rahon. On 30.04.2025, complainant came to her in-laws' house in Ravidas Nagar, Nawanshahr to get clothes etc. for her children because most of her belongings were lying in the old house in Ravidas Nagar, Nawanshahr where the applicant abused her and threw her out of the house along with her daughter. Later on she came to know that her husband i.e. applicant had performed marriage with Neelam Duggal @ Nisha on 09.05.2025. It is lastly submitted by the complainant in her statement that applicant performed second marriage without informing her and he kept staying with her and

also made physical relations with her fraudulently. On the above-said statement of complainant, the present FIR was registered.

4. Ld. Counsel for the applicant/accused submitted that the applicant is innocent and has committed no offence. Applicant has been falsely implicated in the present case. Complainant, being a police official has misused her position to falsely register the case. He has further contended that complainant Ramanpreet Kaur was married to the applicant Gaurav on 14.02.2019 and after living together as husband and wife, they mutually divorced due to temperamental differences. It was further submitted that even after divorce, the parties remained in a live-in relationship, which led to the birth of a second child in February 2024. However, due to subsequent disputes, the complainant has now started filing false and frivolous applications against the applicant with mala fide intent. The applicant-accused, is ready to join the investigation. As such the applicant is entitled to seek anticipatory bail.

5. On the other hand Ld. Addl PP for the State has contended that the real facts are to be determined by taking the applicant into custody. The allegations against the applicant/accused are serious in nature and due to gravity of offence, the bail application merited dismissal.

6. I have considered the respective contentions of the Ld. Addl. PP for the state as well as the ld. counsel for the accused and have gone

through the police file.

7. It is an admitted position that the complainant Ramanpreet Kaur and the applicant Gaurav were legally married on 12.02.2019 and thereafter obtained divorce by mutual consent in November 2021. The relationship between the parties thereafter continued as a live-in relationship, which even resulted in the birth of a second child in February 2024. The very foundation of the complaint indicates that the complainant was a consenting adult and continued to voluntarily cohabit with the petitioner even after the divorce. Thus, the essential ingredients of coercion, deception or absence of consent necessary to constitute offences relating to sexual assault or fraud prima facie do not appear to be made out at this stage. The allegations regarding deceit and second marriage of the applicant is a matter of evidence, which can only be established during trial. The FIR itself reveals that the dispute essentially arises out of a failed matrimonial and personal relationship, which subsequently turned acrimonious. Complainant herself serving as a Senior Constable in Punjab Police and hence there is no apprehension that the applicant would be able to influence her or hamper the investigation.

Being So, the contentions raised by learned counsel for the applicant is found to be sustainable, resulting of which, in the meanwhile, the applicant is directed to join the investigation as and when called by Investigating Officer and in the event of his arrest, the applicant shall be

admitted to interim bail to the satisfaction of Investigating Officer concerned. The applicant is directed to appear before the Investigating Officer on 15.11.2025 at 10:00 AM in the Police Station City Nawanshahr.

8. Now, this bail application stands adjourned to 17.11.2025 for further consideration. Police record be returned forthwith and be again produced on the date fixed.

PRONOUNCED
November 12, 2025

Sahil Mahajan

HARISH ANAND
Additional Sessions Judge
Shaheed Bhagat Singh Nagar
UID No.PB0139