

**CRM-M-46402 of 2024****1****IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH****215****CRM-M-46402 of 2024****DATE OF DECISION :- 20.11.2024****Mohammad Kasim****...Petitioner****Versus****State of Haryana****...Respondent****CORAM: HON'BLE MR. JUSTICE SUMEET GOEL****Present:-** Ms. Vaishali Thakur, Advocate for the petitioner.

Ms. Priyanka Sadar, AAG, Haryana.

*********SUMEET GOEL, J. (Oral)**

1. This petition has been filed under Section 482 of BNSS, 2023 for grant of anticipatory bail to the petitioner in FIR No. 491 dated 06.10.2022, registered for offences punishable under Sections 376,506 of IPC at Police Station Civil Lines, Sonapat, Haryana.

2. On 14.10.2024, the following order was passed:-

“Apprehending his arrest in FIR No. 491 dated 06.10.2022, registered for offences punishable under Sections 376,506 of IPC at Police Station Civil Lines, Sonapat, Haryana; the petitioner has preferred this petition under Section 482 of BNSS seeking pre-arrest bail.

Inter alia contends that a perusal of the FIR would indicate that there was friendly relationship for a period of about two years between the victim and the petitioner, the petitioner has been falsely implicated into the FIR in question, no recovery is to be effected from the petitioner & the petitioner is willing to join investigation and cooperate therein.



Notice of motion.

On asking of the Court, Ms. Priyanka Sadar, AAG, Haryana appears and accepts notice on behalf of the respondent-State.

Adjourned to 20.11.2024.

The petitioner is directed to appear before the Investigating Officer on 18.10.2024 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 BNSS, 2023.”

3. Learned State counsel, on instructions from ASI Manoj, has stated that pursuant to the order dated 14.10.2024, the petitioner has joined investigation and is no longer required for custodial interrogation.

4. In view of above, the present petition stands allowed and the interim order dated 14.10.2024 passed by this Court is made absolute, subject to the conditions as enumerated under Section 482(2) of BNSS, 2023.

5. 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.

6. 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, 2023 or upon showing any other sufficient cause.



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7. Needless to say that anything observed herein above shall not

be construed to be an opinion on the merits of the case.

(SUMEET GOEL)
JUDGE

20.11.2024
P.Singh

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No