

2025:PHHC:039039



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

Sr. No.206

CRM-M-4945-2025 (O&M)
Date of decision : 21.03.2025

Sukhdev Singh and another

..... Petitioners

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MS. JUSTICE KIRTI SINGH

Present: Ms. Pooja, Advocate for
Mr. Ritesh Pandey, Advocate, for the petitioners.

Mr. Randhir Singh Thind, DAG, Punjab.

Mr. L.S. Sidhu, Advocate for the complainant.

KIRTI SINGH, J. (Oral)

1. Prayer in the present petition filed under Section 482 Bhartiya Nagarik Suraksha Sanhita, 2023 (BNSS, 2023) is for grant of anticipatory bail to the petitioners, in case FIR No.158 dated 20.11.2024, under Sections 333, 74, 115(2), 351(2), 324 (4), 190, 191(3) & 118(1) of BNS registered at Police Station Dera Baba Nanak, Tehsil Batala, District Batala.

2. This Court while issuing the notice of motion on 29.01.2025, passed the following order:-

'Apprehending arrest the petitioners have filed this petition under Section 482 of BNSS for grant of anticipatory bail in case bearing FIR No.158 dated 20.11.2024 under Sections 333, 74, 115(2), 351(2), 324(4), 190, 191(3), 118(1) of BNS, registered at Police Station Dera Baba Nanak Tehsil Batala, District Batala.

2. Learned counsel for the petitioners, inter alia, submits that the petitioners have been falsely implicated in this case and they have been named on the basis of disclosure statement of co-accused. It is a case of version and cross version. The co-accused have been granted concession of

2025:PHHC:039039



anticipatory bail by this Court vide order dated 13.01.2025 passed in CRM-M-62317-2024 (Annexure P-4).

3. *Notice of motion.*

4. *Mr. Davinder Bir Singh, Senior DAG, Punjab waives service of notice on behalf of the respondent-State and seeks time to file reply.*

5. *List on 24.02.2025.*

6. *In the meanwhile, the arrest of the petitioners shall remain stayed till the next date of hearing.*

7. *Needless to mention that the concerned Investigating Authority/Officer shall continue with the investigation in usual manner.*

3. Thereafter, vide order dated 24.02.2025 the petitioners were directed to join investigation.

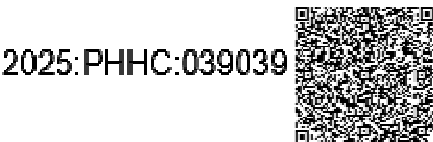
4. Learned State counsel on instructions from ASI-Kulwinder Singh submits that in compliance of order dated 24.02.2025, the petitioners have joined the investigation and are not required for any further investigation.

5. Having considered the aforesaid facts and circumstances, the petition is allowed. Order dated 24.02.2025 passed by this Court, is hereby made absolute.

6. This order should not be treated as "blanket" order. It will not be read granting the petitioner(s) 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. This order does not in any manner limit or restrict the rights or duties of the police or investigating agency to investigate into the charges against the petitioner(s).

8. The accused-petitioner(s) 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 or her from disclosing such facts to the Court or to any police officer.

9. The accused-petitioner(s) shall not leave India without prior permission of the Court.

10. The accused-petitioner(s) shall join the investigation as and when called by the police.

11. It will be open to the police or the investigating agency to move to this Court for a direction under Section 483(3) of BNSS, 2023 (erstwhile Section 439(2) of Cr.P.C.) to arrest the accused-petitioner(s), in the event of violation of any term, such as absconding, non-cooperating during investigation, evasion, intimidation or inducement to witnesses with a view to influence outcome of the investigation or trial.

Pending miscellaneous application(s), if any, also stands disposed of.

(KIRTI SINGH)
JUDGE

21.03.2025
Ramandeep Singh

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