

**CRM-M-15433-2025(O&M)****1****IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH****211****CRM-M-15433-2025(O&M)****Date of Decision: 15.05.2025**

Sukhwinder Pal

...Petitioner(s)

Versus

State of Haryana

...Respondent(s)

CORAM: HON'BLE MS. JUSTICE KIRTI SINGHPresent:- Mr. Gurwinder Singh Dhillon, Advocate for
Mr. S.S. Narula, Advocate for the petitioner.

Mr. Brijesh Sharma, AAG, Haryana.

KIRTI SINGH, J. (Oral)

1. Apprehending arrest, the petitioner has filed this petition under Section 482 of BNSS for grant of anticipatory bail in case bearing FIR No.25 dated 25.02.2025, under Section 74 of BNS, registered at Women Police Station, Panchkula.

2. This Court on 07.04.2025 while issuing notice of motion, directed the petitioner to join investigation and passed the following order:-

“Apprehending arrest, the petitioner has filed this petition under Section 482 of BNSS for grant of anticipatory bail in case bearing FIR No.25 dated 25.02.2025, under Section 74 of BNS, registered at Women Police Station, Panchkula.

Learned counsel for the petitioner inter alia submits that the petitioner has been falsely implicated in this case on the statement made by the complainant. He submits that contrary to the allegations leveled, the petitioner never visited the complainant's house or engaged in any inappropriate conduct. Further, there is also non compliance of the provisions of Section 35 BNS, 2023 in the instant case.



Adjourned to 15.05.2025.

The arrest of the petitioner shall remain stayed.

In the meantime, the petitioner shall join investigation before the Investigating Agency/Officer. He shall abide by the following conditions as envisaged under Section 482(2) BNSS, 2023:-

- 1) That the petitioner shall make himself available for interrogation by a police officer as and when required to do so.
- 2) That the petitioner(s) shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts to the case so as to dissuade him from disclosing such facts to Court or to any police officer.
- 3) That the petitioner(s) shall not leave India without prior permission of the Court.

Needless to mention that the investigating agency/officer shall continue with the investigation of the case in usual manner.”

3. Learned State counsel on instructions from ASI- Sudesh- Investigating Officer(s), submits that in compliance of the aforesaid order, the petitioner has joined the investigation and is not required for any further investigation.

4. Having considered the aforesaid facts and circumstances, the petition is allowed. Order dated 07.04.2025 passed by this Court, is hereby made absolute.

5. This order should not be treated as "blanket" order. It will not be read granting the 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. 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.

7. The accused/petitioner 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.

- 8. The accused/petitioner shall not leave India without prior permission of the Court.
- 9. The accused/petitioner shall join the investigation as and when called by the police.
- 10. 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 (erstwhile Section 439(2) of the Code of Criminal Procedure, 1973) to arrest the accused, 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.

15.05.2025
Kapil

(KIRTI SINGH)
JUDGE

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