

260 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

2025.PHHC:056683



CRM-M-18864-2025 (O&M)
DATE OF DECISION : 01.05.2025

TARUN YADAV

... PETITIONER

V/S

STATE OF HARYANA

... RESPONDENT

CORAM: HON'BLE MS. JUSTICE KIRTI SINGH

Present: Mr. Neeraj Goel, Advocate for
Mr. Anas Ahmed, Advocate for the petitioner.

Mr. Brijesh Sharma, AAG Haryana.

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KIRTI SINGH, J. (ORAL)

1. Apprehending arrest in FIR No.026 dated 06.02.2025, under Sections 127(6) and 69 of BNS registered at Police Station Dharuhera, Sector 6, District Rewari, the petitioner has preferred this petition under Section 482 BNSS, 2023 for grant of anticipatory bail.

2. On 05.04.2025, this Court has passed the following order:-

“Apprehending arrest in FIR No.026 dated 06.02.2025, under Sections 127(6) and 69 of BNS registered at Police Station Dharuhera, Sector 6, District Rewari, the petitioner has preferred this petition under Section 482 BNSS, 2023 for grant of anticipatory bail.

Learned counsel for the petitioner inter alia submits that the petitioner has been falsely implicated in the present case. Infact, the petitioner and the victim were in a consensual relationship, residing together in live-in, and had even filed a petition before this Court for seeking protection, which was later dismissed as

withdrawn. To buttress his submissions, he has placed reliance upon Annexure P-1, which is an affidavit of the victim, wherein the victim has stated that she went with the petitioner at her own will.

Notice of motion.

Served with an advance copy of the petition, Mr. Anmol Malik, DAG, Haryana, accepts notice on behalf of the respondent-State.

Both the parties are directed to remain present in the Court on the next date of hearing.

Adjourned to 07.04.2025.

Meanwhile, the arrest of the petitioner shall remain stayed.”

3. Pursuant thereto, the following order was passed on 07.04.2025:-

“In compliance to the order dated 05.04.2025, both the parties are present in Court today.

The victim has made a statement that she is willingly residing with the petitioner and left her home of her own free will. The learned counsel for the petitioner has placed on record a copy of the victim’s Aadhaar card, which shows her date of birth as 06.05.2006 to support his submission that the petitioner is a major.

List on 29.04.2025.

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

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 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.

3) That the petitioner shall not leave India without prior permission of the Court.

4. Learned State counsel, on instructions from ASI-Archana- Investigating Officer, submits that in compliance of order dated 07.04.2025, the petitioner has joined the investigation and is not required for any further investigation.

5. Having considered the aforesaid facts and circumstances, the petition is allowed. Order dated 07.04.2025 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 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.

8. 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.

9. The accused/petitioner shall not leave India without prior permission of the Court.

10. The accused/petitioner 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 (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.

01.05.2025

Janki

(KIRTI SINGH)
JUDGE

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