



CRM-M-21649-2025 (O&M)

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

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CRM-M-21649-2025 (O&M)

Date of Decision : 02.12.2025

JOBAN SINGH @ YODHA SINGH @ JODHA SINGH

.... PETITIONER

V/S

STATE OF PUNJAB AND ANOTHER

.... RESPONDENTS

CORAM:HON'BLE MR. JUSTICE KIRTI SINGH

Present: Mr.G.S.Bawa, Advocate
for the petitioner.

Ms. Aakanksha Gupta, AAG, Punjab.

KIRTI SINGH, J. (Oral)

1. Prayer in the present petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS'), is for grant of anticipatory bail to the petitioner, in case FIR No.138 dated 14.10.2023 registered under Section 366 of Indian Penal Code, 1860 (Sections 363 & 366-A of IPC were added later on) at Police Station Rajasansi, District Amrtisar Rural.

2. Vide order dated 16.05.2025 passed by a Co-ordinate Bench of this Court, the petitioner was directed to join investigation. The said order is reproduced hereinafter:-

“The petitioner has filed the instant petition under 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of anticipatory bail in FIR No.138 dated 14.10.2023 registered under Section 366 of Indian Penal Code, 1860 (Sections 363 & 366-A of IPC were added later on) at Police Station Rajasansi, District Amrtisar Rural.

Learned counsel for the petitioner, inter alia, submits that the petitioner has been falsely implicated in the present case.



He submits that the petitioner and daughter of the complainant, who is major, were in relationship and marriage between them was solemnized on 13.10.2023 and apprehending threat to their life at the behest of father of the girl, protection petition was filed before the learned Sessions Judge, Amritsar in which protection was granted vide order dated 19.10.2023, however, the said petition was dismissed in default vide order dated 26.04.2024. He submits that now out of the wedlock one child has born on 01.09.2024. He further submits that the petitioner is not involved in any other case and is ready to join the investigation.

Notice of motion.

Mr. Adhiraj Singh, A.A.G., Punjab accepts notice on behalf of respondent No.1-State and seeks time to file status report.

Let notice be issued to respondent No.2, returnable on 26.08.2025.

In the meanwhile, arrest of the petitioner shall remain stayed. He shall join the investigation and co-operate with the investigating agency and shall not leave country without prior permission of this Court.”

3. Learned State counsel, while relying upon the status report dated 25.08.2025, submits that in compliance of order dated 16.05.2025, the petitioner has joined the investigation on 02.06.2025 and is not required for any further investigation.

4. Having considered the aforesaid facts and circumstances, the petition is allowed. Order dated 16.05.2025 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(s) indefinite protection from arrest. It shall be



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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(s).

7. 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.

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

9. The accused-petitioner(s) 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, 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.

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

(KIRTI SINGH)
JUDGE

02.12.2025
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Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No