

2025:PHHC:086264



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

Sr. No.210

**CRM-M-23142-2025 (O&M)
Date of decision : 16.07.2025**

Vikrant

..... Petitioner

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MS. JUSTICE KIRTI SINGH

Present: Mr. Trishu Singh, Advocate for
Mr. Abhimanyu Singh, Advocate, for the petitioner.

Ms. Aakanksha Gupta, AAG, Punjab.

KIRTI SINGH, J. (Oral)

1. Prayer in the present petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS, 2023), is for grant of anticipatory bail to the petitioner, in case FIR No.0078 dated 25.03.2025, under Section 376 IPC, registered at Police Station Phase-I, District SAS Nagar Mohali.
2. Vide order dated 01.05.2025, the petitioner was directed to join investigation and the same is reproduced below:-

“Apprehending arrest the petitioner has filed this petition under Section 482 of BNSS for grant of anticipatory bail in case bearing FIR No.0078 dated 25.03.2025 under Section 376 IPC registered at Police Station Phase-I, District SAS Nagar, Mohali (Punjab).

Learned counsel for the petitioner inter alia submits that the petitioner has been falsely implicated in the present case on the allegation of developing physical relations with the complainant on the false pretext of marriage. He submits that the complainant, who was well aware of the marital status of the petitioner, and the petitioner were in a consensual relationship. It

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has also been submitted that the complainant filed the said complaint on 23.10.2024, whereafter the matter was settled between the parties, and yet the present FIR was registered on 25.03.2025 after a considerable delay.

Notice of motion.

Served with an advance copy of the petition, Ms. Aakanksha Gupta, AAG Punjab accepts notice on behalf of respondent/State and seeks time to file status report.

Adjourned to 16.05.2025.

In the meantime, arrest of the petitioner shall remain stayed and he shall join investigation before the Investigating Agency/Officer and shall also abide by the following conditions as envisaged under Section 482(2) BNSS, 2023:-

i) That the petitioner shall make himself available for interrogation by a police officer as and when required to do so.

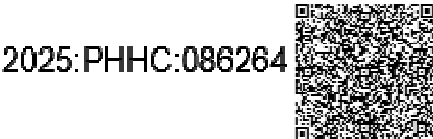
ii) That the petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the court or to any police officer.

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

3. Learned State counsel on instructions from ASI-Balwinder Singh submits that in compliance of order dated 01.05.2025, 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 01.05.2025 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 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.

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

(KIRTI SINGH)
JUDGE

16.07.2025
Ramandeep Singh

Whether speaking / reasoned
Whether Reportable

Yes/No
Yes/No