



IN THE HIGH COURT OF PUNJAB & HARYANA AT  
CHANDIGARH

(210)

CRM-M-25982-2025 (O&M)

Date of Decision: 22.12.2025

SUKHCHAIN @ CHAINI

.....Petitioner

Versus

STATE OF PUNJAB AND ANOTHER

.....Respondents

**CORAM: HON'BLE MS. JUSTICE KIRTI SINGH**

Present: Mr. J.S. Dhaliwal, Advocate  
for the petitioner.

Ms. Aakanksha Gupta, AAG, Punjab.

None for respondent No.2.

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**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.297 dated 15.12.2023 registered under Sections 363 & 366-A of Indian Penal Code, 1860 at Police Station City-2, District Mansa.

2. In compliance of the order dated 09.12.2025 passed by this Court, both the parties have come present in the Court today.

3. Vide order dated 08.09.2025, passed by the Coordinate Bench of this Court, the petitioner was directed to join investigation. The said order is reproduced hereinafter:-

***"CRM-34496-2025***

*Prayer in the instant application filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 is for placing on record copy of Date of Birth Certificate of the daughter of the petitioner as Annexure P-5.*

*Allowed as prayed for subject to all just exceptions.*

**CRM-M-25982-2025**

*The petitioner has filed the instant petition under 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of anticipatory bail in FIR No.297 dated 15.12.2023 registered under Sections 363 & 366-A of Indian Penal Code, 1860 at Police Station City-2, District Mansa.*

*Learned counsel for the petitioner, inter alia, submits that the petitioner is innocent and has been falsely implicated in the present case. He submits that the relationship between the petitioner and the victim was consensual in nature. He further submits that the petitioner has already solemnized marriage with the victim and she is residing with him and out of the said wedlock, one girl child has been born on 08.12.2024 (Date of Birth Certificate is at Annexure P-5). He also submits that the petitioner is not involved in any other case and is ready to join the investigation.*

*On the other hand, learned State counsel, while referring to the averments made in the status report, has vehemently opposed the instant petition.*

*As per office report, notice issued to respondent No.2 has been duly served. However, none has put in appearance on his behalf.*

*Adjourned to 09.12.2025.*

*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."*

4. Learned State counsel on instructions from ASI Guljeet Singh, submits that in compliance of order dated 08.09.2025, the petitioner has joined the investigation on 20.09.2025 and is not required for any further investigation.

5. Having considered the aforesaid facts and circumstances, the petition is allowed. Order dated 08.09.2025 passed by the Coordinate Bench of 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**

**December 22, 2025**

**Ithlesh**

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