



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

212

CRM-M-28764-2025(O&M)

Date of Decision: 31.07.2025

PARDEEP KUMAR

...Petitioner

Versus

STATE OF PUNJAB AND ANOTHER

...Respondents

CORAM: HON'BLE MS. JUSTICE KIRTI SINGH

Present:- Mr. Naresh Kalia, Advocate for the petitioner.

Ms. Aakanksha Gupta, AAG Punjab.

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.52 dated 15.04.2025, under Sections 64, 308 and 351(2) of BNS, registered at Police Station Adampur, Jalandhar Rural.

2. This Court while issuing notice of motion on 23.05.2025 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.52 dated 15.04.2025, under Sections 64, 308 and 351(2) of BNS, registered at Police Station Adampur, Jalandhar Rural.

2. Learned counsel for the petitioner inter alia submits that the petitioner has been falsely implicated in the present case, on the statement of complainant/respondent No.2, with whom he was in a consensual relationship. The present FIR is a counterblast to FIR No.34 dated 04.04.2025, registered under Sections 140(1), 303(2), 115(2), 191(3), and 190 of BNS at Police Station Gagret, Himachal Pradesh, which the petitioner had got lodged against the husband of complainant/respondent No.2. It is further submitted that there is an inordinate and unexplained delay of four months from the date of the alleged occurrence in lodging the FIR in question, raising significant doubts about the credibility of the allegations so made. The petitioner is a person of clean antecedents, with no prior criminal record, and is willing to join the investigation and co-operate.

3. Notice of motion.



4. *Ms. Guramrit Kaur, DAG, Punjab, waives service of notice on behalf of the respondent -State and seeks time to file response.*

5. *List on 18.07.2025.*

6. *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:-*

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.”

3. Status report dated 17.07.2025 has been filed by learned State counsel, in Court today, which is taken on record. Learned State counsel on instructions from investigating officer submits that in compliance of order dated 23.05.2025, 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 23.05.2025 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 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.

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

31.07.2025
Kavita

(KIRTI SINGH)
JUDGE

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