

2025:PHHC:104132



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

Sr. No.218-2

CRM-M-32171-2025 (O&M)
Date of decision : 12.8.2025

Arshdeep Singh

..... Petitioner

VERSUS

State of Haryana

..... Respondent

CORAM: HON'BLE MS. JUSTICE KIRTI SINGH

Present: Mr. Inderjeet Singh, Advocate, for the petitioner.

Mr. Brijesh Sharma, AAG, Haryana.

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.109 dated 20.5.2025, under Sections 115, 3(5), 351 & 76 of BNS, 2023, registered at Police Station Chhachhrauli, District Yamuna Nagar.

2. Vide order dated 8.7.2025 passed by this Court, 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 Bharatiya Nagarik Suraksha Sanhita, 2023 (for short "BNSS") for grant of anticipatory bail in case bearing FIR No.109 dated 20.05.2025, under Sections 115, 3(5), 351 and 76 of Bharatiya Nyaya Sanhita, 2023 (for short 'BNS'), registered at Police Station Chhachhrauli, District Yamuna Nagar.

2. Learned counsel for the petitioner inter alia submits that the petitioner has been falsely implicated in the present FIR, on the allegations of being armed with an axe and of giving beatings to the son of the complainant. It is submitted that there is video footage of the incident (annexed at Annexure P2) which shows that in actuality it was the son of the complainant who had given beatings to the father of the petitioner and his son, as can be seen by the video recorded in the CD at an Annexure P-2. The

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allegations that the petitioner had an axe in his hand also stands falsified from the said footage, which shows the petitioner to be empty handed and rather trying to separate the party. MLR of the father of the petitioner annexed at Annexure P5 also reveals that his father suffered from 08 simple injuries, all of which are attributable to the son of the complainant. Further statement of panchyat member Ravel Singh which has been placed on record as Annexure P7 (in connected case CRM-M-32158-2025) who categorically stated being an eye witness to the incident, that the petitioner in the instant case did not play any active role in the occurrence other than separating his father from the son of the complainant. It is further submitted that infact, instant FIR is a counter blast to a previous FIR lodged by the father of the petitioner against the relative of the complainant nearly one year prior to the alleged occurrence in the instant case. Learned counsel submits that the petitioner is a man of clean antecedents and he is ready to join investigation as and when directed.

3: Status report dated 27.6.2025 filed by learned State counsel is taken on record. Learned State counsel while relying upon the contents of the status report has submitted that in view of the serious allegations levelled against the petitioner, he is not entitled to the concession of anticipatory bail.

4. List on 12.08.2025.

5. In the meantime, arrest of the petitioner shall remain stayed. 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. Learned State counsel on instructions from ASI-Manjit Kaur submits that in compliance of order dated 8.7.2025, the petitioner has joined the investigation and is not required for any further investigation.

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4. Having considered the aforesaid facts and circumstances, the petition is allowed. Order dated 8.7.2025 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

12.8.2025
Ramandeep Singh
Whether speaking / reasoned
Whether Reportable

Yes/No
Yes/No