



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

211

CRM-M-34809-2025

Date of decision: 31.07.2025

KULDEEP KUMAR

...PETITIONER

V/s

STATE OF HARYANA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUMEET GOEL

Present: Mr. Svamin Sharma, Advocate for
Mr. Vipul Dharmani, Advocate for the petitioner.

Mr. Gurmeet Singh, AAG, Haryana.

SUMEET GOEL, J.

1. Present petition has been filed under Section 482 of BNSS, 2023 for grant of anticipatory bail to the petitioner in case bearing FIR No.0047 dated 29.04.2025, registered for the offences punishable under Section 303(1) (later converted to Section 304(2) of the BNS, 2023) at Police Station Jui Kalan, District Bhiwani.

2. On 07.07.2025, the following order was passed:-

“Apprehending his arrest in FIR No.0047 dated 29.04.2025 registered for offences punishable under Sections 303(1) of BNS, 2023 (later converted to Section 304(2) of BNS) at Police Station Jui Kalan, District Bhiwani; the petitioner has preferred this petition under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking pre-arrest bail.

Inter alia contends that the FIR in question has been registered on account of a loan related dispute arising between the employer of the petitioner and the complainant; the petitioner had been extended the concession of interim protection by the Sessions Court which later on came to be declined on account of alleged non-cooperation by the petitioner & the petitioner is willing to join investigation and cooperate therein.

Notice of motion.



On asking of the Court, Mr. Aashish Bishnoi, DAG, Haryana, appears and accepts notice on behalf of the respondent-State. Adjourned to 31.07.2025.

The petitioner is directed to appear before the Investigating Officer on 10.07.2025 at 11:00 A.M. in concerned Police Station and join investigation. In the event of arrest, the petitioner shall be released on interim bail subject to his furnishing personal/surety bond(s) to the satisfaction of the Arresting Officer/Investigating Officer. As and when further called by Investigating Officer, the petitioner shall join the investigation. He shall abide by the condition(s) enumerated under Section 482(2) of Bharatiya Nagarik Suraksha Sanhita, 2023.”

3. Learned State counsel, on instructions from ASI Kuldeep, has stated that pursuant to the order dated 07.07.2025, the petitioner has joined investigation and is no longer required for custodial interrogation. He was earlier required for effecting the recovery of the scooty and for ascertaining the identity of the person who had forcibly taken away the scooty in question from the complainant at the instance of the petitioner.

Having heard learned counsel for the rival parties and upon perusal of the record, especially keeping in view that the petitioner has joined the investigation and that his custodial interrogation was sought only for recovery of the scooty as well as for ascertaining the details/whereabouts of the co-accused, the prayer for custodial interrogation is declined by this Court.

4. In view of above, the present petition is allowed and interim order dated 07.07.2025 passed by this Court is made absolute, subject to the conditions as enumerated under Section 482(2) of BNSS, 2023.

5. This order should not be treated as “blanket” order. It will not be read granting 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. Liberty is reserved in favour of State/complainant to move for cancellation/recall of this order in case the petitioner violates any condition stipulated under Section 482(2) of BNSS, 2023 or upon showing any other sufficient cause.
- 7. Needless to say that anything observed herein above shall not be construed to be an opinion on the merits of the case.
- 8. Pending application(s), if any, shall also stand disposed off.

(SUMEET GOEL)
JUDGE

July 31, 2025
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No