



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-39796-2025

Date of decision: August 21, 2025

Sahib

....Petitioner

versus

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE SUMEET GOEL

Present: Mr. Munish Gulati, Advocate for the petitioner.

Mr. Gurmeet Singh, AAG Haryana.

Mr. Talim Hussain, Advocate for the complainant.

SUMEET GOEL, J. (ORAL)

1. Present petition has been filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') for grant of concession of anticipatory bail to the petitioner in case FIR No.63 dated 27.06.2025, under Sections 115, 117(2), 118(1), 190, 191(3), 351(3) of the BNS, 2023 (Section 118(2) of BNS added later on), registered at Police Station Uttawar, District Palwal.

2. On 25.07.2025, the following order was passed:

"Apprehending his arrest in FIR No.63 dated 27.06.2025 registered for offences punishable under Sections 115, 117(2), 118(1), 190, 191(3), 351(3) of BNS 2023 (Section 118(2) of BNS, 2023 added lateron) at Police Station Uttawar , District Palwal; the petitioner has preferred this petition under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking pre-arrest bail.

Counsel for the petitioner, inter alia, contends that the petitioner has been falsely implicated into the FIR in question; even as per the case of the prosecution, the petitioner has not been attributed any grievous injury & the petitioner is willing to join investigation and cooperate therein.

Notice of motion.

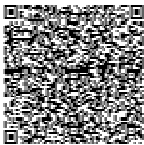


On the strength of advance notice; Mr. Tarun Aggarwal, Addl.AG, Haryana has entered appearance on behalf of the respondent-State of Haryana.

Adjourned to 21.08.2025

The petitioner is directed to appear before the Investigating Officer on 31.07.2025 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) has submitted that pursuant to the order dated 25.07.2025, the petitioner has indeed joined investigation, and his custodial interrogation is not required.
4. Learned counsel for the complainant has vociferously opposed the grant of anticipatory bail to the petitioner by arguing that allegations against the petitioner are serious in nature, and in case, the petitioner is extended the concession of anticipatory bail, there is all likelihood that he may abscond from the process of justice and interfere in the prosecution evidence.
5. Having heard learned counsel for the parties and upon perusal of the record, especially keeping in view the factum of the petitioner having joined investigation and his custodial interrogation not sought for by the State, the interim order dated 25.07.2025 is made absolute, subject to the conditions as enumerated under Section 482(2) of BNSS.
6. Petition stands allowed, accordingly.
7. 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.



8. 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 or upon showing any other sufficient cause.
9. Needless to say that anything observed herein above shall not be construed to be an opinion on the merits of the case.
10. Pending application(s), if any, shall also stand disposed of.

(SUMEET GOEL)
JUDGE

August 21, 2025

mahavir

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No