

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

2025:PHHC:146825



(103)

CRM-M-40447-2025
Decided on : 28.10.2025

Sandeep

.....Petitioner(s)

Versus

State of Haryana

.....Respondent(s)

CORAM : HON'BLE MR.JUSTICE SUMEET GOEL

Present: Mr. Sourabh Sheoran, Advocate for the petitioner(s).
Mr. Tarun Aggarwal, Addl.AG, Haryana.

Sumeet Goel (Oral):

1. Apprehending his arrest in FIR No.267 dated 28.10.2024 registered for offences punishable under Sections 178, 179, 61(2), 237, 318(4) of BNS 2023 at Police Station Sector 14, District Gurugram; the petitioner has preferred this petition under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking pre-arrest bail.
2. On 29.07.2025, the following order was passed:

“Apprehending his arrest in FIR No.267 dated 28.10.2024 registered for offences punishable under Sections 178, 179, 61(2), 237, 318(4) of BNS 2023 at Police Station Sector 14, District Gurugram; 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 primarily implicated into the FIR in question on the basis of the disclosure statement of a co-accused, the police is carrying the investigation in lackadaisical manner,

which invited adverse observations from the learned Sessions Court (when the bail plea of the petitioner was rejected by the said Sessions Court) & 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 20.08.2025.

State is mandated to file reply by way of affidavit of the concerned Deputy Commissioner of Police including action(s) taken, in view of the observations made by the Sessions Court in the order dated 10.07.2025 (Annexure P-6).

The petitioner is directed to appear before the Investigating Officer on 04.08.2025 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 PSI Amit) has submitted that the petitioner has joined investigation and he is not required for further custodial interrogation.

4. Keeping in view the factual milieu of the case in hand, especially the factum of the petitioner having joined investigation and he is not required for further custodial interrogation, the petition is allowed and the order dated 29.07.2025 granting anticipatory bail to the petitioner is hereby made absolute, subject to the conditions as enumerated under Section 482(2) of BNSS.

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 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.

28.10.2025
Naveen

(SUMEET GOEL)
JUDGE

Whether speaking/reasoned :	Yes/No
Whether Reportable :	Yes/No