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

**CRM-M-40592-2025 (O&M)  
DATE OF DECISION: 30.07.2025**

**ARCHIT SACHDEVA****...PETITIONER****Versus****STATE OF PUNJAB****... RESPONDENT****CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL**

Present: Mr. P.S. Ahluwalia, Advocate with  
Mr. Simerpreet Sekhon, Advocate and  
Mr. Dev Ahlawat, Advocate for the petitioner(s).

Mr. TPS Walia, Addl.A.G, Punjab.

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**SANDEEP MOUDGIL, J (ORAL)****1. Prayer**

This petition has been filed under Section 482 of BNSS, 2023 for grant of anticipatory bail in FIR No. 0105 dated 03.07.2025 registered under Section 221, 132, 121(1), 263, 61(2) of BNS, 2023 at P.S. Civil Lines, Amritsar.

**2. Contentions****On behalf of the petitioner**

Learned counsel for the petitioner has argued that the petitioner has been falsely implicated in the present case. Learned counsel for the petitioner submits that no evidence has been produced by the prosecution to support the allegations levelled against the petitioner stating that a scuffle took place with the police officer. It is



further argued by him that neither of the two offences under Section 221 and 263 of BNS are made out as there is no evidence of any injury having been caused to any public servant so as to bring the case within the parameters of aforesaid offences.

Learned counsel for the petitioner undertakes that the petitioner is ready and willing to join the investigation and cooperate with the investigating officer.

Notice of motion.

**On behalf of the State**

Learned State Counsel appearing on advance notice on instructions from Investigating officer vehemently opposes the prayer for grant of concession of anticipatory bail stating that the petitioner along with other co-accused had obstructed public servants i.e. the raiding police party in discharge of their official duty by using criminal force.

3. **Analysis**

Be that as it may, after given a thoughtful consideration to the submissions as made, by the counsel for both the parties and keeping in view that the prosecution has failed to produce any evidence to support the allegations against the petitioner regarding the alleged scuffle with the police officer and there is no material on record to establish that any injury was caused to a public servant, which is an essential element to attract the said offences. Hence, this Court finds no reason to deny the petitioner the concession of anticipatory bail, wherein the petitioner has bona fide intentions and is willing to join the investigation and cooperate for furtherance of the same so that the final



report can be submitted by the Investigating Agency within the stipulated time period.

#### 4. **Relief**

Hence, in view of the admitted set of circumstances before this Court, the petitioner is hereby directed to be released on anticipatory bail subject to him joining investigation and reporting to the Investigating Officer concerned within a period of one week from today, on furnishing of personal/surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the terms and conditions as envisaged under Section 482(2) of BNSS of which are reproduced below :-

*‘When the High Court or the Court of Session makes a direction under sub-section (1), it may include such conditions in such directions in the light of the facts of the particular case, as it may think fit, including-*

*(i) a condition that the person shall make himself available for interrogation by a police officer as and when required;*

*(ii) a condition that the person 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;*

*(iii) a condition that the person shall not leave India without the previous permission of the Court;*

*(iv) such other condition as may be imposed under sub-section (3) of section 480, as if the bail were granted under that section.’*

However, it is made clear that in case the petitioner does not comply with the aforesaid direction of joining the investigation



within one week, the order passed by this Court today shall automatically stand cancelled.

The petition in the aforesaid terms stand allowed.

(SANDEEP MOUDGIL)  
JUDGE

30.07.2025  
anuradha

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|----------------------------------|---|---------------|
| <i>Whether speaking/reasoned</i> | : | <i>Yes/No</i> |
| <i>Whether reportable</i>        | : | <i>Yes/No</i> |