



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

257

CRM-M-42962-2025(O&M)

Date of Decision: 28.08.2025

ANISH KUMAR

...Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MS. JUSTICE KIRTI SINGH

Present:- Mr. Krishan Sehajpal, Advocate for the petitioner.

Mr. Luvinder Sofat, Sr. DAG, Punjab.

KIRTI SINGH, J. (Oral)

1. Apprehending his arrest the petitioner has filed this petition under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of anticipatory bail in case bearing FIR No.19 dated 15.03.2025, under Sections 406 and 498-A IPC registered at Police Station Women, District Police Commissionerate, Jalandhar.
2. This Court while issuing notice of motion on 08.08.2025 passed the following order:-

“Apprehending arrest the petitioner has filed this petition under Section 482 of BNSS for grant of anticipatory bail in case bearing FIR No.19 dated 15.03.2025, under Sections 406 and 498-A IPC registered at Police Station Women, District Police Commissionerate, Jalandhar.

2. Learned counsel for the petitioner, inter alia, submits that the marriage between the petitioner and the complainant was solemnized on 19.11.2021, and in all these years of their marriage, no complaint had been made by the complainant until the present FIR, which is nothing but a counterblast to a petition filed by the petitioner under Section 9 of the Hindu Marriage Act, since the complainant does not wish to join the company of the petitioner willfully. It is further submitted that there is no medical evidence on record to substantiate the allegations of beatings levelled against the petitioner. Even the other allegations are generic and omnibus in nature.

3. Notice of motion.



4. *At the asking of the Court, Ms. Guramrit Kaur, DAG, Punjab, accepts notice on behalf of the respondent-State and prays for some time to file response.*

5. *Adjourned to 28.08.2025.*

6. *In the meantime, arrest of the petitioner shall remain stayed and 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 SI Kewal Singh submits that in compliance of order dated 08.08.2025, the petitioner has joined the investigation and is not required for any further investigation.

4. Having considered the aforesaid facts and circumstances, the petition is allowed. Order dated 08.08.2025 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 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.

7. The accused/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 or her from disclosing such facts to the Court or to any police officer.



8. The accused/petitioner shall not leave India without prior permission of the Court.
9. The accused/petitioner 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 (erstwhile Section 439(2) of the Code of Criminal Procedure, 1973) to arrest the accused, 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 application(s), if any, also stands disposed of accordingly.

28.08.2025
Kavita

(KIRTI SINGH)
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No