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

CRM-M-49562-2025

Date of Decision:- 11.12.2025

Mahavir Singh Chahal

...Petitioner

Vs.

State of Punjab

...Respondent

CORAM:-HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Gautam Dutt, Senior Advocate with
Mr. Amitoj Singh Sidhu, Advocate
for the petitioner.

Ms. Manjot Kaur, AAG, Punjab.

Mr. Harsh Sharma, Advocate
for the complainant.

AMARJOT BHATTI, J.(Oral)

1. Petitioner – Mahavir Singh Chahal has filed petition under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of anticipatory bail in case FIR No. 0492 dated 08.11.2024 (Annexure P-1) under Section 63, 64, 351(2) of BNS, 2023 registered at Police Station Zirakpur, District SAS Nagar.

2. As per the facts of case, FIR has been lodged on the statement of prosecutrix 'V', who alleged that she is about 35 years of age, doing household work. She came in contact with Mahavir for quite some time who stated that he can arrange a job for her at Mohali or Panchkula. On 06.11.2024, at the instance of Mahavir, she boarded a bus for Zirakpur and

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Stand Zirakpur and took her in a hotel room as it was already late. She came to know that some of the friends of Mahavir were residing in their adjoining room. At about 11:30 pm, somebody knocked at the door and on this she disclosed that Mahavir had already left. Said person entered the room by saying that he was friend of Mahavir. He locked the room from inside and committed forcible rape with her. She was threatened not to disclose about this incident. Matter was reported by prosecutrix, on the basis of which present FIR has been registered.

3. Learned counsel representing petitioner stated that stand taken by prosecutrix is contradictory. In pursuance of order dated 27.10.2025, he has already joined investigation. Statements of victim recorded from time to time are Annexures R-2 and R-3. He is ready to abide by terms of bail order. Therefore, his anticipatory bail petition may be allowed.

4. Detailed status report filed confirming the factual position. It is pointed out that after registration of FIR, investigation was started. Victim was medically examined on 09.11.2024. DNA samples were drawn and sent to Forensic Science Laboratory. Statement of victim was also recorded under Section 183 of BNSS, 2023 (Annexure R-2). Petitioner is yet to be arrested. Today, it is confirmed that as per directions of this Court, petitioner joined investigation on 06.11.2025 and he is not required for further investigation.

5. Considering the aforesaid factual position, no purpose would be served by sending petitioner behind the bars. Version of prosecutrix and stand taken by petitioner is matter of trial. Therefore, without going on merits of case, anticipatory bail petition filed by petitioner Mahavir Singh

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Chahal is allowed. He be not arrested. In case of his arrest, he be released on bail to the satisfaction of Arresting/Investigating Officer concerned, subject to condition that petitioner will join investigation as and when required. He will not tamper with or interfere with investigation and will not leave country without prior permission as provided under Section 482(2) of Bharatiya Nagarik Suraksha Sanhita, 2023.

6. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.

11.12.2025

*lalit***(AMARJOT BHATTI)
JUDGE**

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No