



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

(293-3)

CRM-M-50554-2025
Date of Decision: 22.12.2025

Gagandeep Singh @ Gagana

.....Petitioner

Versus

State of Punjab and another

.....Respondent

CORAM: HON'BLE MS. JUSTICE KIRTI SINGH

Present: Mr. B.S.Bhalla, Advocate
for the petitioner.

Mr. Yadwinder Singh, AAG, Punjab.

KIRTI SINGH, J. (ORAL)

1. Prayer in the present petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS'), is for grant of anticipatory bail to the petitioner, in case FIR No. 127 dated 30.8.2025, under Sections 115(2), 333, 324(2), 74 and 190 of BNS, registered at Police Station Sadar Moga, District Moga.

2. Vide order dated 18.11.2025, the petitioner was directed to join investigation. The said order is reproduced hereinafter:-

“This Court while issuing notice of motion on 10.09.2025 had 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.127 dated 30.08.2025, under Sections 115(2), 333, 324(2), 74 and 190 of BNS, registered at Police Station Sadar Moga, District Moga.

2. Learned counsel for the petitioner submits that petitioner has been falsely implicated in the present case on the statement of the complainant. The true factual dimension is that due to numerous complaints about his misbehavior, the services of the husband of the complainant as the Pujari of the temple were terminated, however, despite multiple requests, he refused to vacate the premises. It was therefore that the instant FIR was registered, that too after a delay of two days after the



occurrence of the alleged incident. Furthermore, the only allegation levelled against the petitioner is that he was present on the spot along with other members of the committee.

Notice of motion.

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

Learned counsel for the petitioner also prays for some time to implead the complainant as party respondent.

Adjourned to 24.09.2025.

In the meantime, no coercive steps be taken qua the petitioner.

To be heard along with CRM-M-50390-2025”

In compliance to the same, the complainant was impleaded as respondent No.2 in the present petition and notice was issued to her.

As per the office report, notice could not be respondent No.2 for want of process fee.

Adjourned to 11.12.2025.

In the meantime, the petitioner shall join investigation before the Investigating Agency/Officer. He shall abide by the following conditions as envisaged under Section 482(2) BNSS, 2023:-

(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 to the case so as to dissuade him from disclosing such facts to Court or to any police officer.

(3) That the petitioner shall not leave India without prior permission of the Court.

Needless to mention that the investigating agency/officer shall continue with the investigation of the case in usual manner.

Interim order to continue.”

3. Learned State counsel on instructions from the investigating officer concerned, submits that in compliance of order dated 18.11.2025, 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 18.11.2025 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(s) 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(s).

7. The accused-petitioner(s) 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(s) shall not leave India without prior permission of the Court.

9. The accused-petitioner(s) 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, 2023 (erstwhile Section 439(2) of Cr.P.C.) to arrest the accused-petitioner(s), 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.

11. Pending miscellaneous application(s), if any, also stands disposed of.

(KIRTI SINGH)
JUDGE

December 22, 2025
Gurpreet Singh

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