

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

208

**CRM-M-52545-2025 (O&M)
Date of Decision: 30.10.2025**

Sony Khan

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MS. JUSTICE KIRTI SINGH

Present:- Mr. Gurbir Singh Sidhu, Advocate for
Mr. Mohit Kumar, Advocate for the petitioner.

Ms. Aakanksha Gupta, AAG, Punjab.

Mr. Nikhil Jindal, Advocate for the complainant.

KIRTI SINGH, J. (Oral)

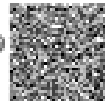
1. Prayer in the present petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short '*BNSS*'), is for grant of anticipatory bail to the petitioner, in case FIR No.233 dated 22.08.2025, registered under Section 74 of BNS, and Section 12 of POCSO Act, at Police Station Amargarh, District Malerkotla.

2. This Court while issuing notice of motion on 17.09.2025 passed the following order:-

“Prayer in the present petition filed under Section 482 of BNSS, is for grant of anticipatory bail to the petitioner, in case FIR No.233 dated 22.08.2025, under Section 74 of BNS, and Section 12 of POCSO Act, registered at Police Station Amargarh, District Malerkotla.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the instant case on the statement of the mother of the prosecutrix, alleging therein that the petitioner tried to outrage the modesty of the prosecutrix. It is submitted that there is unexplained delay of 11 days in lodging the present FIR. Further, the prosecutrix and the complainant in their respective statements recorded under Section 164 Cr.P.C. (183 BNSS) have not supported the case of the prosecution.

Notice of motion.



Served with an advance copy of the petition, Mr. Gurpartap S. Bhullar, Asst. A.G., Punjab accepts notice on behalf of the respondent-State and seeks time to file reply.

Notice to respondent No. 2 be issued for 30.09.2025.

*Process **dasti** as well.*

In the meantime, no coercive steps shall be taken against the petitioner.”

3. Thereafter, vide order dated 30.09.2025, petitioner was directed to join investigation.

4. Learned State counsel on instructions from the investigating officer concerned, submits that in compliance of order dated 30.09.2025, the petitioner has joined the investigation on 13.10.2025 and is not required for any further investigation.

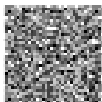
5. Having considered the aforesaid facts and circumstances, the petition is allowed. Orders dated 17.09.2025 and 30.09.2025 passed by this Court, are hereby made absolute.

6. 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.

7. 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.

8. 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.

9. The accused/petitioner shall not leave India without prior permission of the Court.



10. The accused/petitioner shall join the investigation as and when called by the police.

11. 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.

October 30, 2025
Ithlesh

(KIRTI SINGH)
JUDGE

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