

2025:PHHC:157194

211 (1st case)**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M-56720-2025

Date of decision: November 13, 2025

Deepak Kumar

....Petitioner

versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE SUMEET GOEL**Present:** Mr. Dharam Bir Bhargav, Advocate for the petitioner.

Mr. Jaypreet Singh, DAG Punjab.

Mr. Vishwajit Bedi, Advocate for the complainant.

SUMEET GOEL, J. (ORAL)

Present petition has been filed under Section 482 of the Bhartiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') for grant of concession of anticipatory bail to the petitioner in case FIR No.101 dated 10.09.2025, under Sections 308, 351(2) & 3(5) of the BNS, 2023 (erstwhile sections 384, 506 & 34 of IPC), registered at Police Station Kotwali Nabha, District Patiala.

2. On 09.10.2025, the following order was passed:

“Apprehending his arrest in FIR No.101 dated 10.09.2025 registered for offences punishable under Sections 308, 351(2), 3(5) of BNS 2023 (erstwhile Sections 384, 506, 34 of IPC) at Police Station Kotwali Nabha, District Patiala; the petitioner has preferred this petition under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking pre-arrest bail.

Counsel for the petitioner, inter alia, contends that the petitioner is a man with clean antecedents, the petitioner has been falsely implicated into the FIR in question on account of a business dispute since the petitioner as also the complainant are contractors & the petitioner is willing to join investigation and cooperate therein.

Notice of motion.

On the strength of advance notice; Mr. Gurpartap S. Bhullar, AAG, Punjab has entered appearance on behalf of the respondent-State of Punjab.

At this stage; Mr. Vishwajit Bedi, Advocate has caused appearance and filed his power of attorney. He has opposed the grant of anticipatory bail to the petitioner by arguing that the allegations against the petitioner are direct/serious in nature.

Adjourned to 13.11.2025.

The petitioner is directed to appear before the Investigating Officer on 15.10.2025 at 11:00 A.M. in concerned Police Station and join investigation. In the event of arrest, the petitioner shall be released on interim bail subject to his furnishing personal/surety bond(s) to the satisfaction of the Arresting Officer/Investigating Officer. As and when further called by Investigating Officer, the petitioner shall join the investigation. He shall abide by the condition(s) enumerated under Section 482(2) of Bharatiya Nagarik Suraksha Sanhita, 2023.”

3. Learned State counsel (on instructions) has stated that pursuant to the order dated 09.10.2025, the petitioner has indeed joined investigation and his custodial interrogation is not required.

4. Learned counsel for the complainant has opposed the grant of anticipatory bail to the petitioner by arguing that there are direct/ serious allegations against the petitioner, and in case, the petitioner is extended the concession of anticipatory bail, there is all likelihood that he may abscond from the process of justice as also interfere with the witnesses/ prosecution evidence. On the strength of these submissions, learned counsel vehemently entreated for dismissal of the petition.

5. Having heard learned counsel for the parties and upon perusal of the record; especially in view of the factum of the petitioner having joined investigation and his custodial interrogation is not being sought by the State, the interim order dated 09.10.2025 passed by this Court is made absolute, subject to the conditions as enumerated under Section 482(2) of BNSS, 2023.

6. Petition stands allowed, accordingly.

7. This order should not be treated as “blanket” order. It will not be read granting 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.

8. Liberty is reserved in favour of State/complainant to move for cancellation/recall of this order in case the petitioner violates any condition stipulated under Section 482(2) of BNSS, 2023 or upon showing any other sufficient cause.

9. Needless to say that anything observed herein above shall not be construed to be an opinion on the merits of the case.

10. Pending application(s), if any, shall also stand disposed of.

(SUMEET GOEL)
JUDGE

November 13, 2025

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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No