

CRM-M-61497-2025

-1-

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

217

CRM-M-61497-2025
Date of Decision : 17.11.2025

GURSIMRAN SINGH PETITIONER

V/S

STATE OF PUNJAB RESPONDENT

CORAM:HON'BLE MR. JUSTICE KIRTI SINGH

Present: Mr.Chaht Goyal, Advocate
for the petitioner.

Ms. Aakanksha Gupta, AAG, Punjab.

Mr. Pankaj Garg, 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.88 dated 20.05.2025, under Sections 4 and 12 of POCSO Act and Sections 64(2), 65(1), 77, 78, 123, 351(3) of BNS, registered at Police Station City-1, District Sangrur.

2. Vide order dated 03.11.2025, the petitioner was directed to join investigation. The said order is reproduced hereinafter:-

“Apprehending arrest the petitioner has filed this petition under Section 482 of BNSS for grant of anticipatory bail in case bearing FIR No.88 dated 20.05.2025, under Sections 4 and 12 of POCSO Act and Sections 64(2), 65(1), 77, 78, 123,



351(3) of BNS, registered at Police Station City-1, District Sangrur.

Learned counsel for the petitioner submits that the 21 years old petitioner has been falsely implicated in the present FIR on the statement of the mother of the prosecutrix, for the reason of him being well known to the prosecutrix. The registration of the instant FIR is an outcome of a grave misunderstanding, since no such incident as alleged therein, had taken place, as admitted by the complainant in the deed dated 08.10.2025 (Annexure P-3) executed between the parties.

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.

Mr. Pankaj Garg and Mr. Sarvesh Singla, Advocates puts in appearance on behalf of the complainant and files their power of attorney, which is taken on record. They have not disputed the submissions made by the learned counsel for the petitioner, and on instructions admit that the allegations made by the complainant/mother of the prosecutrix were only because of a misunderstanding.

Adjourned to 17.11.2025.

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.”

3. Status report by way of affidavit of Deputy Superintendent of Police, Sangrur, has been filed by the State, which is taken on record.

4. Learned State counsel on instructions from ASI Kulwinder Singh, submits that in compliance of order dated 03.11.2025, the petitioner has joined the investigation on 11.11.2025 and is not required for any further investigation.

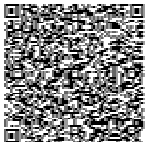
5. Having considered the aforesaid facts and circumstances, the petition is allowed. Order dated 03.11.2025 passed by this Court, is hereby made absolute.

6. 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.

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(s).

8. 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.

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



10. The accused-petitioner(s) 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, 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.
12. Pending miscellaneous application(s), if any, also stands disposed of.

(KIRTI SINGH)
JUDGE

17.11.2025
anju

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