



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

211-2

CRM-M No.65535 of 2024
Date of decision: 20.02.2025

VISHAL GUPTA

.... Petitioner

Versus

STATE OF PUNJAB

.... Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. Chiranshu Rattan, Advocate for the petitioner.

Ms. Sakshi Bakshi, AAG, Punjab.

Mr. Ankur Jain, Advocate for the complainant.

MANISHA BATRA, J. (oral)

1. Prayer in this petition, filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS'), is for grant of anticipatory bail to the petitioner in case FIR No.74 dated 02.10.2024, under Section 108 of Bharatiya Nyaya Sanhita, 2023 (for short-'BNS'), registered at Police Station Mohkampura, Police Commissionerate, Amritsar.

2. Vide order dated 27.12.2024, passed by this Court, the petitioner was granted interim bail and was directed to join investigation. Order dated 27.12.2024, passed by this Court, reads as under:

“Apprehending his arrest in FIR No. 74 dated 02.10.2024 registered for offences punishable under Section 108 of BNS at Police Station Mohkampura, Police Commissionerate Amritsar; the petitioner has preferred this petition under Section 482 of BNSS seeking pre-arrest bail.



Inter-alia contends that the real cause of the deceased committing suicide is ordinary business wrangling, the offence of Section 108 of BNS (earlier Section 306 of IPC) is not made out against the petitioner in the factual matrix of the lis & the petitioner is willing to join investigation and cooperate therein. In order to buttress his arguments, learned counsel for the petitioner has relied upon the dicta of the judgment of the Hon'ble Supreme Court in Nipun Aneja Versus State of Uttar Pradesh, 2024(4)RCR (Criminal) 753'.

Notice of motion.

On asking of the Court, Mr. Adhiraj Singh, AAG, Punjab appears and accepts notice on behalf of the respondent-State.

Mr. Ankur Jain, Advocate appears and files vakalatnama for the complainant. The same be taken on record.

Adjourned to 10.02.2025.

The petitioner is directed to appear before the Investigating Officer on 30.12.2024 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 BNSS, 2023.

To be heard along with CRM-M-63300 of 2024."



3. Learned State counsel, on instructions from the Investigating Officer, has submitted that the petitioner has joined investigation on 30.12.2025 and he is not required for custodial interrogation.
5. Keeping in view the above mentioned facts and circumstances, without commenting on the merits of the case, the present petition is allowed and the order dated 27.12.2024, granting interim bail to the petitioner, is made absolute, subject to compliance of usual terms and conditions requisite for grant of anticipatory bail.

20.02.2025
Jyoti-IV

(MANISHA BATRA)
JUDGE

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