



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

211

CRM-M-9557-2026 (O&M)
Date of Decision :18.03.2026

Akshay Mittal

.....Petitioner

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR.JUSTICE SURYA PARTAP SINGH

Present : Mr.Hitesh Verma, Advocate for the petitioner.

Mr. I.P.S. Sabharwal, DAG, Punjab.

SURYA PARTAP SINGH, J. (Oral):

This petition for anticipatory bail has been filed with regard to a case registered vide FIR No.37 dated 26.01.2026, for the commission of offence punishable under Sections 351(2), 351(3), 308(2) of **Bharatiya Nyaya Sanhita, 2023**, and Section 67 of Information Technology Act 2000.

A perusal of record shows that vide order dated 01.08.2025, the learned Sessions Judge, Barnala had issued a direction to the Investigating Officer that in case of requirement of arrest of petitioner pursuant to FIR, registered on the basis of complaint filed by Anita Rani, prior notice to the petitioner would be served.

It has been conceded by learned counsel for the petitioner that till today no notice has been served by the Investigating Officer upon the petitioner. Thus, it is apparent that as on today the custody of the petitioner is not required. Since any notice has not been served, it is hereby observed that,

at this stage, the present petition is not maintainable and the same is hereby



dismissed accordingly. However, the Investigating Officer of the case is directed to serve notice, in advance, to the petitioner, if he proposes for the arrest of petitioner.

(SURYA PARTAP SINGH)
JUDGE

18.03.2026
Manoj Bhutani

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