



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

(206)

**CRM-M-21811-2026 (O&M)
Date of Decision: 12.05.2026**

VISHAL SRIVASTAV

.....Petitioner

Versus

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MS. JUSTICE KIRTI SINGH

Present: Mr. Sandeep Sharma, Advocate and
Mr. Nitin Narula, Advocate (through V.C.)
for the petitioner.

Ms. Aakanksha Gupta, AAG, Punjab.

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.0190 dated 29.9.2025, under Sections 137(2) & 96 of BNS and later on added Sections 65(1), 49 of BNS and Sections 4, 6 & 17 of the POCSO Act, registered at Police Station Sadar Amritsar, District Police Commissionerate, Amritsar.

2. Vide order dated 21.04.2026, the petitioner was directed to join investigation. The said order is reproduced hereinafter:-

“Prayer in the present petition filed under Section 482 of BNS, is for grant of anticipatory bail to the petitioner, in case FIR No. 0190 dated 29.9.2025, under Sections 137(2), 96 of BNS and later on added Sections 65(1), 49 of BNS and Sections 4, 6 and 17 of the POCSO Act, registered at Police Station Sadar Amritsar, District Amritsar.

Learned counsel for the petitioner submits that the petitioner aged 29 years, has been falsely implicated in the instant case by the complainant-father of the prosecutrix by levelling sweeping



allegations, which are based merely on suspicion and assumptions. There is no direct or substantive material to establish the alleged offences against the petitioner. Moreover, no specific role or any overt act has been attributed to him. Rather, there is a delay of 03 days in lodging the present FIR. It is further submitted that the main accused Ashish with whom the prosecutrix is alleged to have eloped, has already been arrested. It is also submitted that the similarly situated co-accused Manisha alias Gori has been granted the concession of anticipatory bail by this Court vide order dated 24.3.2026 passed in CRM-M-70686-2025. Further, vide order dated 07.4.2026 passed by this Court in CRM-M-18671-2026, co-accused Sonia has been granted interim relief. It is submitted that the petitioner is ready to join the investigation and cooperate.

Notice of motion.

Served with an advance copy of the petition, Mr. Yadwinder Singh, AAG, Punjab accepts notice on behalf of the respondent-State and seeks time to file reply.

Adjourned to 12.5.2026.

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. Learned State counsel on instructions from ASI Ranjit Singh, submits that in compliance of order dated 21.04.2026, the petitioner has joined the investigation on 04.05.2026 and is not required for any further investigation. She has also filed short reply by way of affidavit of Assistant Commissioner of Police, North, Amritsar, on behalf of the State, which is taken on record.

4. Having considered the aforesaid facts and circumstances, the petition is allowed. Order dated 21.04.2026 passed by this Court, is hereby made absolute, subject to the condition enumerated under Section 482(2)



5. This order should not be treated as "blanket" order. It will not be read as 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.
6. Liberty is reserved with the investigating agency/complainant to move to this Court for a direction under Section 483(3) of BNSS, 2023 (erstwhile Section 439(2) of Cr.P.C.), in the event of violation of any term, stipulated under Section 482(2) BNSS, or upon showing any other sufficient cause.
7. Pending miscellaneous application(s), if any, also stands disposed of.

(KIRTI SINGH)
JUDGE

May 12, 2026
Itihlesh

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