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**102(ii) IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRM-M-37344-2025
Date of decision: 05.03.2026**

ASHISH KUMAR GUPTA**...PETITIONER****VERSUS****STATE OF PUNJAB AND ANR****...RESPONDENTS****CORAM: HON'BLE MR. JUSTICE H.S.GREWAL**

Present: None for the petitioner.

Mr. Rishabh Singla, AAG, Punjab.

H.S.GREWAL,J. (ORAL)

1. The present petition has been filed under Section 482 of Bharatiya Nagrik Suraksha Sanhita, 2023 seeking anticipatory bail for the petitioner in FIR No.0075 dated 13.05.2022 under Sections 406,420 and 120-B of IPC registered at Police Station Division No.2, District Ludhiana (Punjab).
2. This Court, vide order dated 17.07.2025, had directed the petitioner to appear before the SHO/Investigating Officer and join investigation and in the event of his arrest, he was ordered to be released on interim bail to the satisfaction of the SHO/Investigating Officer, subject to the conditions envisaged under Section 482(2) of the BNSS (erstwhile Section 438(2) Cr.P.C.).
3. Learned counsel for the petitioner submits that in compliance of the order dated 17.07.2025, passed by this Court, the petitioner has joined and cooperated with the investigation.
4. Learned State counsel states that the petitioner has joined the



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investigation and is not required for custodial interrogation.

5. In view of the statement made by learned State counsel, the petition is allowed and the interim order dated 17.07.2025 is **made absolute**. The petitioner shall continue to join investigation, as and when called by the Investigating Officer and shall also abide by the conditions as provided under Section 482(2) of the BNSS.

6. However, it is clarified that the investigating authority on addition of an offence or offences may not proceed to arrest the accused/petitioner, but for arresting the accused/petitioner on such addition of offence or offences it needs to obtain an order to arrest the accused/petitioner from the Court which had granted the bail in view of the judgment passed by the Hon’ble Supreme Court in *Sumit Vs State of U.P. and Another*, Criminal Appeal No. 830 of 2026, decided on 09.02.2026.

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

05.03.2026

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(H.S.GREWAL)
JUDGE

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