



IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

(122)

CRM-M-45191-2025 (O&M)

Date of Decision: 23.03.2026

ROHIT AGARWAL

.....Petitioner

Versus

STATE OF HARYANA AND ANOTHER

.....Respondents

CORAM: HON'BLE MS. JUSTICE KIRTI SINGH

Present: Mr. Ms. Anshu Priyanka, Advocate (through V.C.) for
Mr. Deepak Kundu, Advocate
for the petitioner.

Mr. Brijesh Sharma, AAG, Haryana.

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.173 dated 03.06.2025, under Sections 323, 406, 498-A, 506 and 34 of IPC, registered at Police Station Urban Estate Rohtak, District Rohtak.

2. Vide order dated 01.09.2025, the arrest of the petitioner was ordered to be stayed. The said order is reproduced hereinafter:-

“Learned counsel for the petitioner submits that before entering into the merits of the case, he has instructions that an effort can be made to explore the possibility of settlement between the parties as the FIR emanates from the matrimonial discord.

However, perusal of the Memo of Parties depicts that the complainant has not been made a party-respondent.

Learned counsel for the petitioner is directed to file an appropriate application within one week from today to implead the complainant as party-respondent and thereafter the parties shall be directed to appear before the Mediation and Conciliation Centre.

Adjourned to 29.10.2025.

In the meantime, arrest of the petitioner is stayed. However, it is made clear that this order shall not be considered, in case the mediation fails and the matter shall be heard on merits.”



3. Learned counsel for the petitioner submits that only vague and sweeping allegations have been levelled in the present FIR. Further, there is no evidence on record to establish the alleged offences against the petitioner, who has joined the investigation and cooperated with the investigating agency.

4. Learned State counsel on instructions from ASI Sunita, submits that the petitioner has joined the investigation and is not required for any further investigation.

4. Having considered the aforesaid facts and circumstances, the petition is allowed, subject to the condition enumerated under Section 482(2) BNSS.

6. 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.

7. 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.

8. Miscellaneous application(s), if any, also stands disposed of.

(KIRTI SINGH)
JUDGE

March 23, 2026

ItiJesh

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