



CRM-M-59195-2025

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

211

CRM-M-59195-2025
Decided on: 13.01.2026

Rinku Kumar and others

.....Petitioners

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Jaswinder Singh Rana, Advocate for
Mr. C.S. Jattana, Advocate
for the petitioners
Mr. Vinay Malhotra, DAG Punjab

SANJAY VASHISTH, J. (ORAL)

1. Prayer in this petition, filed under Section 482 of the BNSS, 2023 (earlier Section 438 Cr.P.C.), is for grant of anticipatory bail to the petitioners, who have been booked in a criminal case arising out of FIR No.210 dated 09.11.2023, under Sections 302 and 201 of IPC at PS Boha, District Mansa.

2. On 17.10.2025, following order was passed:

“(i) Prayer in this petition, filed under Section 482 of the BNSS, 2023 (earlier Section 438 Cr.P.C.), is for grant of anticipatory bail to the petitioners, namely – (i) Rinku Kumar, aged about 38 years; (ii) Joini Kumar, aged about 31 years; and (iii) Vikas Kumar, aged about 28 years who have been booked in a criminal case arising out of FIR No.210 dated 09.11.2023, under Sections 302 and 201 of the IPC, registered at Police Station Boha, District Mansa (Annexure P-2). The petitioners have been summoned under Section 319 Cr.P.C. by the trial Court as additional accused to face trial vide order dated 03.10.2025 (Annexure P-1), and they apprehend their arrest upon appearance before the trial Court in



compliance with the said summons.

(ii) Learned counsel for the petitioners contends that at the initial stage, all three petitioners were declared innocent at the time of filing of the final report under Section 173 Cr.P.C. However, subsequently, without there being any sufficient or fresh evidence, the petitioners have been summoned vide order dated 03.10.2025 to face trial as additional accused. It is further submitted that if some interim protection is granted, the petitioners are ready and willing to appear and join the proceedings before the learned trial Court.

(iii) Notice of motion.

(iv) On advance notice, learned State counsel puts in appearance on behalf of the respondent – State, and seeks some time to respond to the submissions addressed by learned counsel opposite, after seeking instructions. And, in case of necessity, to file status report by verifying the submissions addressed by the petitioner's counsel.

(v) Adjourned to 13.01.2026.

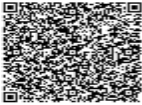
(vi) In the meanwhile, petitioners are directed to appear before trial Court on the date fixed before it, i.e. 14.11.2025. It is, however, made clear that on their appearance before trial Court on the date fixed, they shall be released on bail, subject to satisfaction of the learned trial Court.

(vii) Besides, it is directed that petitioners would hand over their respective passports to the Investigating Agency or to Court concerned, if they possesses. Otherwise, would submit their affidavits, disclosing the fact that they do not possess any passport.

It is also directed that before leaving country any time during trial, petitioners would seek prior permission of the Court ”

3. Learned State counsel on instructions, contends that in compliance to the order dated 17.10.2025 passed by this Court, the petitioners have joined the investigation and as of now, custodial interrogation of the petitioners is not required for the purpose of investigation.

4. Since, petitioners have already joined the investigation and custodial interrogation is no more required; ad-interim bail order dated 17.10.2025 passed



by this Court is hereby made absolute. Accordingly, present petition is allowed.

5. The petitioners shall continue to join the investigation as and when required to do so and abide by all the terms and conditions laid down under Section 482(2) of BNSS, 2023.

6. However, present order would be subject to the submission of their passport to the Investigating Agency or to Court concerned, if they possesses, within a period of one week from today. Otherwise, they would submit an affidavit, disclosing the fact that they do not possess any passport.

7. It is clarified that in case, aforesaid condition is not complied with, this order would be considered as *non est* automatically.

13.01.2026
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(SANJAY VASHISTH)
JUDGE

Whether Speaking/Reasoned:	YES/ NO
Whether Reportable:	YES /NO