



IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

114-1

CRM-M-66010-2025
Date of Decision: 07.03.2026

RAHUL KUMAR

.....Petitioner

Versus

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MS. JUSTICE KIRTI SINGH

Present: Mr. Lovish Rattan, Advocate
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.117 dated 26.07.2025, under Sections 74, 298, 3(5) of BNS and Section 75 of Juvenile Justice Care and Protection of Children Act, 2015, registered at Police Station Sultanwind, Amritsar.
2. Vide order dated 10.12.2025, the arrest of the petitioner was stayed subject to joining investigation. The said order is reproduced hereinafter:-

"Petitioner-Rahul Kumar has filed this petition under Section 482 of BNSS for grant of anticipatory bail in FIR No.117 dated 26.7.2025 under Sections 74, 298, 3(5) of BNS and Section 75 of Juvenile Justice (Care and Protection of Children) Act, 2015 registered at Police Station Sultanwind, Amritsar.

Learned counsel for the petitioner pointed out that there is a long delay in lodging the FIR. The complainant and the present petitioner are living in the same vicinity. On account of quarrel, present FIR has been lodged with false allegations.

Notice of motion.

On advance notice, Mr.Jasjit Singh Rattu, DAG, Punjab accepts notice on behalf of respondent-State. He pointed out that present



petitioner is specifically named in the present FIR. He seeks time to file status report.

Let the same be filed on the next date of hearing.

Considering the aforesaid factual position, in the meantime, arrest of the petitioner is stayed till next date of hearing, subject to joining investigation.

Adjourned to 3.2.2026.”

3. Status report by way of affidavit of PPS, Assistant Commissioner of Police, South, Amritsar has been filed by the State in the registry, which is taken on record.

4. Learned State counsel on instructions from the investigating officer concerned, submits that in compliance of order dated 10.12.2025, the petitioner has joined the investigation and is not required for any further investigation.

5. Having considered the aforesaid facts and circumstances, the petition is allowed. Order dated 10.12.2025 passed by this Court, is hereby made absolute.

6. This order should not be treated as "blanket" order. It will not be read 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. This order does not in any manner limit or restrict the rights or duties of the police or investigating agency to investigate into the charges against the petitioner(s).

8. The accused-petitioner(s) shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him or her from disclosing such facts to the Court or to any police officer.



9. The accused-petitioner(s) shall not leave India without prior permission of the Court.
10. The accused-petitioner(s) shall join the investigation as and when called by the police.
11. It will be open to the police or the investigating agency to move to this Court for a direction under Section 483(3) of BNSS, 2023 (erstwhile Section 439(2) of Cr.P.C.) to arrest the accused-petitioner(s), in the event of violation of any term, such as absconding, non-cooperating during investigation, evasion, intimidation or inducement to witnesses with a view to influence outcome of the investigation or trial.
12. Pending miscellaneous application(s), if any, also stands disposed of.

(KIRTI SINGH)
JUDGE

07.03.2026

Ritika

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