



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

209

CRM-M-61726-2024(O&M)

Date of Decision: 24.04.2025

Surender

...Petitioner(s)

Versus

State of Haryana

...Respondent(s)

CORAM: HON'BLE MS. JUSTICE KIRTI SINGH

Present:- Mr. Mukesh Pandit, Advocate for the petitioner.

Mr. Anmol Malik, DAG, Haryana.

KIRTI SINGH, J. (Oral)

1. Apprehending arrest the petitioner has filed this petition under Section 482 of BNSS for grant of anticipatory bail in case bearing FIR No.82 dated 31.05.2024, under Sections 120B, 354-D, 363, 366-A, 376, 506 IPC and Sections 6, 12 and 17 of POCSO Act, 2012, registered at Police Station Jhansa, District Kurukshetra, Haryana.

2. Learned counsel for the petitioner inter alia submits that petitioner has been falsely implicated in the present case on the statement of father of the prosecutrix. It is further submitted that the co-accused i.e. mother of the petitioner has already been admitted on regular bail vide order dated 21.08.2024 by the learned Additional Sessions Judge, Kurukshetra (Annexure P-4). Additionally, the prosecutrix has also turned hostile during the course of trial as can be evinced from her statement annexed at P-3.

3. This Court while issuing notice of motion, directed the petitioner to join investigation vide order dated 19.03.2025.

4. Learned State counsel on instructions from SI Gulab Singh and



ASI Surender Singh -Investigating Officer(s), and while referring to the status report dated 07.04.2025, submits that in compliance of the aforesaid order, 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 19.03.2025 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 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.

8. The accused/petitioner 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 shall not leave India without prior permission of the Court.

10. The accused/petitioner 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 (erstwhile Section 439(2) of the Code of Criminal Procedure, 1973) to arrest the accused, 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.

24.04.2025

Kapil

**(KIRTI SINGH)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No