



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

**(209)**

**CRM-M-30070-2025**

**Date of Decision: 01.8.2025**

Parvej Masih

.....Petitioner

Versus

State of Punjab

.....Respondent

**CORAM: HON'BLE MS. JUSTICE KIRTI SINGH**

Present: Mr. B.S.Baath, Advocate  
for the petitioner.

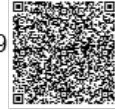
Ms. Aakanksha Gupta, AAG, Punjab.

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**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. 0040 dated 20.4.2025, under Sections 70/127(4)/61(2) of BNS, 2023, registered at Police Station Dera Baba Nanak, District Batala.
2. Short reply by way of affidavit of Deputy Superintendent of Police, Sub Division Dera Baba Nanak, Police District Batala, has been filed by the State, which is taken on record. Copy thereof has been supplied to the learned counsel for the petitioner.
3. Vide order dated 29.5.2025, the petitioner was directed to join investigation. The said order is reproduced hereinafter:-

*“Learned counsel for the petitioner inter alia submits that the petitioner has been falsely implicated in the present case because of him being related to the family of the main accused Sawar Masih, with whom the complainant was in a live-in-relationship. It is submitted that the petitioner is a 48 year old family man who even*



*resides separately from the house of the main accused. The commission of no overt act or offence has been attributed to the petitioner, other than the baseless allegation that he told the main accused to wrongfully confine the complainant and mistreat her. He further submits that the petitioner is ready and willing to join the investigation.*

*Notice of motion.*

*Served with an advance copy of the petition, Ms. Guramrit Kaur, DAG, Punjab, accepts notice on behalf of the respondent-State and seeks time to file reply.*

*Adjourned to 01.08.2025.*

*Meanwhile, the arrest of the petitioner shall remain stayed. He shall join investigation before the Investigating Agency/Officer. He shall abide by the following conditions as envisaged under Section 482(2) BNSS, 2023;-*

- 1) That the petitioner shall make himself available for interrogation by a police officer as and when required to do so.*
- 2) That the petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts to the case so as to dissuade him from disclosing such facts to Court or to any police officer.*
- 3) That the petitioner shall not leave India without prior permission of the Court.*

*Needless to mention that the investigating agency/officer shall continue with the investigation of the case in usual manner. ”*

4. Learned State counsel on instructions from the investigating officer concerned, submits that in compliance of order dated 29.5.2025, the petitioner has joined the investigation on 03.6.2025 and is not required for any further investigation.

5. Having considered the aforesaid facts and circumstances, the petition is allowed. Order dated 29.5.2025 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, 2023 (erstwhile Section 439(2) of Cr.P.C.) to arrest the accused-petitioner, 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**

**August 01, 2025**  
**Gurpreet Singh**

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