



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

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CRM-M-38155-2026 (O&M)
Date of decision : 17.07.2026

Paramjeet Singh & Anr.

..... Petitioners

VERSUS

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE SURYA PARTAP SINGH

Present: Mr. Aditya Sanghi, Advocate for the petitioners.

Mr. Ramender Singh Chauhan, AAG Haryana
assisted by ASI Sukhdev Singh.

Mr. Gurdarshan S. Sidhu, Advocate for the complainant.

SURYA PARTAP SINGH, J. (Oral)

Mr. Gurdarshan S. Sidhu, Advocate has put in appearance on behalf of the complainant and filed Memorandum of Appearance. The same be taken on record.

2. It has been submitted by learned counsel for the petitioners that initially the FIR was lodged for the commission of offence punishable under Sections 115(2), 118(1) of Bharatiya Nyaya Sanhita, 2023, and that the petitioners were arrested by the police and produced before the Court. According to learned counsel for the petitioners, the benefit of bail was accorded to the petitioners, but later on, during the course of investigation, Section 118(2) of BNS has been added and without seeking permission of the Court, the Investigating Officer is trying to arrest the petitioners.

3. In response to abovementioned contentions, the learned State Counsel, on the instructions of ASI Sukhdev Singh, has submitted that



before arrest of the petitioners, the Investigating Officer shall seek necessary permission of the learned Jurisdiction Magistrate/trial Court, and thereafter, he will issue notice to the petitioners prior to their arrest.

4. In view of abovementioned stands of the parties, the present petition is hereby ***disposed of*** with liberty to the petitioners that in case, permission to re-arrest the petitioners is accorded and notice is served upon them by the Investigating Officer, the petitioners shall be at liberty to approach this Court.

5. Pending miscellaneous application(s), if any, shall stand disposed of.

(SURYA PARTAP SINGH)
JUDGE

17.07.2026

Gaurav Thakur

Whether speaking / reasoned
Whether Reportable

Yes/No
Yes/No