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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-41848-2024

Date of Decision:- 27.09.2024

Sachin

....Petitioner

Vs.

State of Haryana

....Respondent

CORAM:-HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Shubham Kaushik, Advocate
for the petitioner.

Mr. Kanwar Sanjiv Kumar, AAG, Haryana.

Mr. Ajit Singh Lamba, Advocate
for the complainant. (through Video Conferencing)

AMARJOT BHATTI, J.

Petitioner – Sachin has filed instant petition under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of anticipatory bail in FIR No. 0215 dated 09.08.2024, under Sections 115, 126, 308(5) and 351(2) of Bharatiya Nyaya Sanhita, 2023, registered at Police Station Urban Estate, District Hisar.

2. As per the facts of case, Ashok Kumar gave his statement to police that on the day of occurrence i.e. 09.08.2024 at about 06:45 PM, he was returning home in his car from his shop, when accused Sachin alias Happy stopped him on the way by stopping his motorcycle in front of his



car. He sat inside the car and switched off his mobile phone. He demanded money from him. He searched his car but could not find anything. He also twisted his arm and gave blow on his face. He was raising demand of ₹35 lakhs and in case he failed to give, then he would be killed.

3. Learned counsel for petitioner argued that complainant owed money to present petitioner, though there is no documentary proof in this regard. Petitioner is not a habitual offender. He merely stopped the complainant for raising demand of his money. He is ready to join the investigation. Therefore, his anticipatory bail petition may be allowed.

4. Learned counsel representing State filed status report, which is taken on record, alleging that occurrence took place and it was caught in CCTV footage. Petitioner is involved in another FIR under Gambling Act. He is specifically named that he threatened complainant for demanding ₹35 lakhs.

5. Learned counsel representing complainant also advanced arguments on the same lines. It is pointed out that earlier matter went before Panchayat and petitioner was told not to behave in this manner. He is causing serious threat to complainant.

6. I have considered the arguments and have gone through the record. In this case, there are allegations of threat and raising demand for money. Reason for raising demand of money is matter of trial. However, no civil litigation is going on. One writing of panchayat is placed on record as Annexures P-2 and P-3. It cannot be ignored that no recovery is to be



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effected from present petitioner. He is otherwise ready to join the investigation.

In the light of aforesaid facts and circumstances, no purpose would be served by sending petitioner behind the bars. Therefore, anticipatory bail petition filed by petitioner – Sachin is allowed. He be not arrested. In case of his arrest, he be released on bail to the satisfaction of Arresting/Investigating Officer concerned, subject to condition that petitioner will join investigation as and when required. He will not tamper with or interfere with investigation and will not leave country without prior permission as provided under Section 482(2) of Bharatiya Nagarik Suraksha Sanhita, 2023.

7. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.

27.09.2024
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(AMARJOT BHATTI)
JUDGE

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