



CRM-M-6667-2025

-1-

287

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

CRM-M-6667-2025

Date of Decision:-29.04.2025

Krishan

...Petitioner

Vs.

State of Haryana and Anr.

...Respondents

CORAM:-HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. A.P.S.Deol, Senior Advocate with
Mr. Karan Kalia, Advocate and
Mr. Avikaran Bansal, Advocate for petitioner.

Ms. Aditi Girdhar, AAG, Haryana.

Mr. Mandeep Singh Kundu, Advocate for respondent No.2.

AMARJOT BHATTI, J.

1. The petitioner – Krishan has filed petition under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of anticipatory bail in FIR No.0251 dated 23.12.2024, under Sections 115(2), 126(2), 333, 351(3), 74, 75(2), 79 of BNS 2023 (Sections 62, 64(2)(f), 362, 316(2) and 238(1) of BNS were added later on), registered at Police Station Sadar Bahadurgarh, District Jhajjar (Annexure P-1).

2. As per the facts of case, complainant 'JD' gave her statement that her husband is suffering from blood cancer and was undergoing treatment in AIIMS Hospital, New Delhi. Krishan Kumar is the husband of real sister of her husband who lived near their house. Few days ago, Krishan Kumar stopped her husband near the house and slapped him and snatched

**CRM-M-6667-2025****-2-**

their car HR-26FQ-3710. The complainant asked him to return the car, on this he started giving threats to kill them. On 22.12.2024 at 8:00 AM, she again went to ask him about the car who behaved indecently and molested her. She informed the police on 112. On return to her home, she disclosed all these facts to her husband. On 12.12.2024, she was alone in the house when the accused came at about 7/8:00 PM and started saying that her husband was about to die and thereafter she will have to come to him. He outraged her modesty by showing his private parts. He threatened to kill her husband and children. The complainant alleged that all their documents i.e. Registry of the house, Registry of plot, Passbook, Cheque book, PAN Card, Aadhar Card, Passport, Medical file of her husband and cash amount were lying in the car which was taken away by Krishan Kumar. He also visited the site of their new house where the construction was going on and threatened the labour by saying that the house belonged to him. With these allegations, present FIR has been registered.

3. Learned counsel for petitioner argued that all allegations levelled by the complainant are false. In fact present petitioner had given Rs.10 Lacs by way of cheques signed by his wife Manju Sharma at the time of purchase of property by the husband of complainant. Both the complainant and the petitioner are close relatives. He had transferred money from time to time to help the complainant and her husband for purchase of property as well as during his treatment. The said money was not returned by the complainant and her husband and in order to put pressure on him, present FIR has been registered with false allegations. The documents regarding purchase of property and the cheques are annexed

**CRM-M-6667-2025****-3-**

with the present petition. Discharge summary of Pankaj Dahiya of AIIMS Hospital, New Delhi is Annexure P-10. Alleged car was taken into police possession which was lying abandoned and the same was taken on *superdari* by the complainant. Present petitioner had already joined the investigation which is clear from the order dated 30.01.2025 (Annexure P-12). Even then, without appreciating the facts of the case properly, his anticipatory bail application was wrongly rejected. The petitioner has joined the investigation time and again. He is not required for any other purpose. It is prayed that his anticipatory bail petition may be allowed.

4. Bail petition is opposed by learned counsel representing State assisted by learned counsel for complainant alleging that petitioner joined the investigation but did not cooperate with the investigating agency. The documents which were lying in the car are yet to be recovered. In order to get interim relief, petitioner stated that he is ready to handover the documents but thereafter, he did not cooperate with the investigating agency. There are serious specific allegations against the petitioner. Therefore, he is not entitled to be released on anticipatory bail.

5. I have considered the arguments and have gone through the record. Perusal of bail order passed by learned Additional Sessions Judge (Exclusive Court), Jhajjar dated 30.01.2025 (Annexure P-12) indicates that petitioner was granted interim relief and he did join the investigation on 27.01.2025. His disclosure statement was recorded where it was claimed that the documents related to the present case were burnt by him and he had also thrown away the keys of vehicle. Finally, the said anticipatory bail application was declined. Thereafter, petitioner filed present anticipatory

**CRM-M-6667-2025****-4-**

bail petition. During the pendency of this bail petition, on 21.03.2025, learned counsel representing petitioner stated that petitioner is ready to handover the documents mentioned in the FIR. On account of this, petitioner was granted interim bail. Thereafter, the factual position remained the same.

Today, learned counsel for petitioner informed that petitioner is not having said documents. Aforesaid facts indicate that petitioner is misleading the court time and again by taking contradictory stand. At one point of time, there is a disclosure statement referred in the earlier bail order dated 30.01.2025 (Annexure P-12) that he had burnt the documents and during the pendency of this bail petition, it is alleged that petitioner is ready to handover the documents detailed in the FIR. Matter requires thorough investigation. There are specific serious allegations against the petitioner regarding outraging the modesty of complainant. In the light of this, interim bail granted in favour of petitioner vide order dated 21.03.2025 stands vacated and his anticipatory bail petition is accordingly declined.

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

29.04.2025*Sunil Devi***(AMARJOT BHATTI)**
JUDGEWhether speaking/reasoned:
Whether reportable:Yes/No
Yes/No