



CRM-M-24954-2025

-1-

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

CRM-M-24954-2025

Date of Decision: 21.07.2025

Ankit

..... Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Ankur Lal, Advocate, for the petitioner.

Ms. Diya Sodhi, Sr. DAG, Haryana.

Rajesh Bhardwaj, J. (ORAL)

1. Petitioner has approached by way of filing the present petition praying for grant of regular bail in case FIR No.471 dated 21.09.2018 under Sections 148, 149, 302, 323, 307, 325, 506 IPC, registered at Police Station Model Town, Rewari, District Rewari.

2. As per facts of the case, the FIR in the present case was registered on the statement of the complainant, namely, Pankaj. It was alleged that on 21.09.2018 at about 10:45 a.m., he alongwith Prijabbal while going to coaching centre Chanakya Academy, they were way laid by Ashutosh and other boys, who were carrying sticks, iron rods etc. with them. They all opened attack on the complainant and his companion Prijabbal. Both were given beatings and his friend Prijabbal sustained several injuries on his head and body. The complainant shifted the injured to Pushpanjali Hospital, Rewari for treatment. While escaping from the scene of occurrence, all the accused threatened them to be killed. Request was made to take legal action against all the accused. On the registration of the FIR, the investigation commenced. However, during treatment, injured Prijabbal succumbed to his injuries on 04.10.2018 and thus, offence under Section 302



IPC was added to the FIR. The Investigation Agency initially filed challan against 13 of the accused, however, the petitioner was not challaned. It is after six years from the occurrence, the petitioner has been arrayed as an accused and thus, he was arrested on 26.12.2024. He approached the Court of learned Additional Sessions Judge, Rewari praying for grant of regular bail. However, after hearing both the sides, the learned Court finding no merit in the same, dismissed the bail application filed by the petitioner vide order dated 25.04.2025. Hence, the petitioner approached this Court praying for grant of bail by way of filing the present petition.

3. Learned counsel for the petitioner has vehemently contended that the petitioner has been falsely and frivolously implicated in the present case. He has submitted that neither the petitioner was named in the FIR nor he attributed any role in the alleged occurrence. He submits that the Investigating Agency after completion of the investigation, filed challan qua 13 co-accused and there was no whisper regarding the complicity of the petitioner in the same. He submits that surprisingly, the petitioner after six years was arrayed as an accused on the basis of the CCTV footage and he was arrested on 26.12.2024 and challan has been presented. He submits that co-accused, who were challaned, have already been released on bail by learned trial Court/this Court on various dates. He submits that the CCTV footage on the basis of which the petitioner has now been arrayed as an accused, was in possession of the Investigating Agency since beginning and thus, there is no reason to implicate the petitioner at a later stage. He submits that case of the prosecution is virtually without any evidence against the petitioner. He further submits that as per case of the prosecution, the



deceased succumbed to his injuries after about 13-14 days of the occurrence and thus, offence under Section 302 IPC is also not attracted in the facts and circumstances of the present case. He submits that the petitioner has no criminal antecedents and thus, in the overall facts and circumstances of the case, he deserves to be granted regular bail.

4. Per contra, learned State counsel has opposed the submissions made by counsel for the petitioner. She submits that the complainant and the deceased were waylaid by all the accused. Though some accused were named in the FIR, however, rest of them not, as they were not known to the complainant. It is submitted that during trial, complicity of the petitioner was found on the analysis of CCTV footage and hence, the petitioner was arrayed an accused in the FIR and arrested on 26.12.2024 and supplementary challan was presented against him. She has produced the custody certificate of the petitioner on record.

5. After hearing counsel for the parties and perusing the record, it is deciphered that the petitioner was arrayed as accused in the present FIR about after six years of the occurrence. The occurrence in the present case took place on 21.09.2018 and the deceased, thereafter, succumbed to the injuries on 04.10.2018. The evidence alleged against the petitioner is CCTV footage, which is said to have been collected by the Investigating Agency at the time of filing of challan against the co-accused at the initial stage. As per custody certificate of the petitioner, he has completed incarceration of 06 months and 24 days as on 19.07.2025. It further reflects that the petitioner has no criminal antecedents.

6. The veracity of the allegations would be assessed only after the



CRM-M-24954-2025

-4-

conclusion of the trial and on the appreciation of evidence to be led by both the parties before the trial Court. This Court would refrain itself from commenting anything on the merits of the case. The trial of the case will take sufficient long time. Keeping in view the arguments raised by both the sides and perusing the record, this Court is of the opinion that learned counsel for the petitioner succeeds in making out a case for grant of regular bail to the petitioner.

7. Accordingly, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate.

8. Nothing said herein shall be treated as an expression of opinion on the merits of the case.

(RAJESH BHARDWAJ)
JUDGE

21.07.2025

sharmila

Whether Speaking/Reasoned :	Yes/No
Whether Reportable :	Yes/No