

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

211

CRA-S-1646-2025
Date of decision: 16.07.2025

SHIV KUMAR ALIAS SONU AND ANOTHERAppellant

Versus

STATE OF HARYANA AND ANOTHER ...Respondents

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present : Mr. Sagar Dangi, Advocate for the appellant.

Mr. Pawan Kumar Jhanda, DAG, Haryana.

SANJAY VASHISTH. J.(Oral)

1. Prayer in this appeal, has been filed seeking grant of anticipatory bail to the appellants, who have been booked in a criminal case arising out of First Information Report, as detailed hereunder:-

Name & age of Petitioner (s)	FIR No.	Date	Section(s)	Police Station	District
(1) Shiv Kumar @ Sonu, aged about 34 years, (2) Mandeep, aged about 34 years	104	14.04.2025	115(2), 333, 3(5) of BNS and Section 3(2)(va) of SC/ST Act	IMT, Rohtak	Rohtak

2. On 14.05.2025, following order was passed:-

“1. Prayer in this appeal, has been filed seeking grant of anticipatory bail to the appellants, who have been booked in a criminal case arising out of First Information Report, as detailed hereunder:-

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2. *Learned counsel for the appellants, inter alia, contends that even if the allegations made in the FIR are taken at face value, the version presented appears to be highly concocted and unreliable. It is pointed out that there is no specific allegation in the FIR indicating that the appellants were aware of the complainant’s caste or community in advance, which is a necessary element to attract the provisions under the SC/ST Act.*

3. *It is further submitted that, as per the FIR itself, after the alleged use of caste-based offensive language, the complainant continued to sit and consume alcohol with the appellants. This conduct raises serious doubts about the credibility of the allegations.*

At the very outset, it appears that the dispute arose from a monetary issue, which may have escalated into a physical altercation, resulting in some injuries to the complainant, Sandeep. However, counsel for the appellants is unable to specify the nature or extent of those injuries.

4. *It is also submitted that the appellants are willing to cooperate fully with the investigation and undertake to join the same if protected from arrest. Thus, appellants pray for the grant of anticipatory bail in the present case.*

5. *Notice of motion.*

6. *On advance notice, Mr. Kanwar Sanjiv Kumar, AAG, Haryana, puts in appearance on behalf of the respondent – State, and Mr. Anshumaan Dalal, Advocate, puts in appearance on behalf of the complainant, and files his vakalatnama in Court today, which is taken on record.*

7. *Counsel for the complainant points out that appellants have caused injuries to the complainant brutally, and even part of the lip is chopped.*

8. *Adjourned to 27.05.2025.*

9. *Let the status report be filed by learned State counsel, highlighting therein the medical opinion and injuries suffered by the complainant, on or before the next date of hearing.”*

- 3. Both the counsels are *ad idem* to state that present appeal is rendered infructuous, on account of arrest of the appellants.
- 4. Ordered accordingly.

16.07.2025
amandeep

(SANJAY VASHISTH)
JUDGE

Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No