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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-50763-2025

Date of Decision: 11.11.2025

OM PARKASH AND ANOTHER

..... Petitioners

Versus

STATE OF HARYANA AND ANOTHER

..... Respondents

CORAM: HON'BLE MR. JUSTICE YASHVIR SINGH RATHOR

Present : Mr. Aditya Sanghi, Advocate with
Mr. Himanshu Garg, Advocate
for the petitioners.

Mr. Ramesh Kumar Ambavta, DAG, Haryana.
Assisted by ASI Hardeep Singh.

Mr. Saurabh Sharma, Advocate
for respondent No.2.

YASHVIR SINGH RATHOR, J. (Oral)

1. Prayer in this petition under Section 482 of Bhartiya Nagarik Suraksha Sanhita, 2023 is for grant of anticipatory bail in case FIR No.40 dated 09.03.2025, registered under Sections 318(4) of BNS, 2023 at Police Station PGIMS, Rohtak, District Rohtak, Haryana.
2. Reply by way of affidavit dated 05.11.2025 of Rakesh Kumar HPS Deputy Superintendent of Police, Sampla filed in the Registry on behalf of the respondent-State is taken on record. Registry is directed to tag the same at an appropriate place.
3. On 11.09.2025, the following order was passed:-

*“Prayer in this petition under Section 482 of BNSS,
2023 is for grant of anticipatory bail to the petitioners in*



FIR No.40 dated 09.03.2025, registered under Sections 318(4) of BNS, 2023 at Police Station PGIMS, Rohtak, District Rohtak, Haryana.

Notice of motion. Mr. Ramesh Kumar Ambavta, DAG, Haryana, accepts notice on behalf of the State while Mr. Saurabh Sharma, Advocate has put in appearance on behalf of the complainant/respondent No.2 and accepts notice and filed his power of attorney, which is taken on record.

Learned counsel for the petitioners contends that the dispute between the petitioners and the complainant has been settled, which pertained qua the sum of Rs.44,121/- only and the amount has been returned to the complainant. Learned counsel next contended that petitioners are ready to join the investigation and that nothing is to be recovered from their possession and to abide by the conditions that may be imposed by the Court and benefit of anticipatory bail be extended in their favour.

On the other hand, learned State counsel has opposed the bail and argued that petitioners have committed a heinous offence and they do not deserve the concession of anticipatory bail.

Learned counsel for the complainant has also admitted the factum of compromise vide compromise deed (Annexure P-5) and Affidavit (Annexure P-6).

Adjourned to 11.11.2025 for filing status report. Meanwhile, the petitioners are directed to join the investigation and in the event of their arrest, they shall be admitted to ad-interim bail on furnishing bail bonds to the satisfaction of the Arresting/Investigating Officer, subject to the following conditions as envisaged under Section 482(2) of the BNSS [erstwhile Section 438(2) Cr.P.C.]:-

- i) that the petitioners shall make themselves available for interrogation by a police officer as and when required;*
- ii) that the petitioners shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted*



with the facts of the case so as to dissuade him/her from disclosing such facts to the Court or to any police officer;
iii) that the petitioners shall not leave India without the prior permission of the Court;
iv) such other condition as may be imposed under subsection (3) of Section 480, as if the bail were granted under that section.”

4. Today, on instructions from ASI Hardeep Singh, learned State counsel has informed this Court that the petitioner has joined the investigation, in compliance of the order dated 11.09.2025 and is no longer required for further investigation.

3. In view of the aforesaid, the order dated 11.09.2025, whereby the petitioner was granted interim anticipatory bail, is hereby made absolute. However, he shall continue to join investigation, if and so required by the Investigating Officer.

4. Disposed of.

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

(YASHVIR SINGH RATHOR)
JUDGE

11.11.2025
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Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No