

2025:PHHC:157130



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

212

CRM-M-56394-2025

Date of decision: 13.11.2025

ASHOK

.....Petitioner

VERSUS

STATE OF HARYANA

.....Respondent

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present: - Mr. Karandeep, Advocate for
Mr. Sanjeev Majra, Advocate
for the petitioner.

Dr. (Ms.) Malvika Singh, DAG, Haryana.

VINOD S. BHARDWAJ, J. (Oral)

The instant petition has been filed under Section 483 of The Bharatiya Nagarik Suraksha Sanhita, 2023, for the grant of regular bail in case bearing FIR No. 359 dated 07.06.2025, registered under Section(s) 309(6) and 3(5) of the BNS, 2023 at Police Station Chandnibagh, District Panipat.

2. The case of the prosecution as mentioned in the order of the trial Court reads thus:-

In brief, the prosecution case is that on 07.06.2025, Sub Inspector Dinesh along with other police officials was present at Baljeet Nagar checkpost for patrol duty when he received a telephonic information regarding incident occurred with an aged lady at Kala Aamb road. On receipt of this information, SI Dinesh along with other police officials reached at the spot where complainant Rajrani presented a written complaint alleging therein that on 06.06.2025, at about 5.00/6.00 pm, she



had gone to Railway Station, Panipat for enquiring about the ticket for going to his daughter at Farukhabad, UP and after enquiring about the ticket, she sat on a chair for rest. In the meantime, one youth came to her and asked her that his parents are no more and asked her to go with him at his house, upon which she replied that she would go to her own house. Said youth told her that he would drop her at the railway station after sometime. Thereafter, she had come out of the railway station with said youth and sat in a rented auto and after some distance, said youth got stopped the auto at Sanjay Chowk and they both alighted there. Thereafter, said boy got stopped another auto for going towards Sanoli side and they both boarded the same. Then said youth got stopped the auto near village Ugrakheri where they both alighted. Then, said youth called another youth with name Ashok who was standing on the side of the road who came near them and the said youth call the first youth with the name of Sonu. Then Sonu asked them for going to his room and then all three of them started going towards Kala Aamb on foot and after some distance at a deserted place, both the boys snatched his mobile phone and also forcibly took out her gold earrings. When she resisted, they gave beatings to her and after leaving her at that deserted place, they fled away from the spot. The complainant also mentioned the SIM number of her mobile phone and prayed for taking legal action against the assailants. On the basis of this complaint, present case under Sections 309(6) of BNS was registered. Investigation proceedings were initiated. During investigation, on 07.06.2025, co-accused Rajnikant Sonu and applicant-accused Ashok were apprehended on the basis of a secret information and subsequently, they were arrested in this case. Their disclosure statements were recorded. During investigation, complainant identified both the accused. On



08.06.2025, both the accused Rajnikant Sonu and Ashok suffered another disclosure statements and in pursuance of the same, applicant-accused Ashok got recovered the snatched mobile phone and co-accused Rajnikant Sonu got recovered the snatched gold earrings and the same were taken into police possession. Offence under Section 3(5) of BNS was added in this case. After completion of the necessary investigation and usual formalities, final report was prepared and submitted in the Court of learned Area Magistrate against the applicant-accused and co-accused.”

3. Learned counsel appearing on behalf of the petitioner submits that the petitioner has been in custody since 07.06.2025 and is not involved in any other criminal case. It is contended that the investigation stands concluded and no further recovery is to be effected from him. Learned counsel further argues that the allegations contained in the FIR are inherently improbable. According to the prosecution's own version, the complainant was waiting at the Railway Station and had voluntarily accompanied the co-accused to his room, with the petitioner being called there only at a subsequent stage. The sequence of events, as alleged, does not inspire confidence as to the manner in which the incident is stated to have occurred. It is further argued that the trial has not yet commenced and is likely to take a considerable period to conclude.

4. Learned counsel for the respondent-State, on the other hand, contends that a mobile phone belonging to the complainant was recovered from the possession of the petitioner, while a pair of gold earrings of the



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complainant was recovered from the co-accused. It is, therefore, submitted that such recoveries prima facie establish the involvement of the petitioner in the commission of the alleged offence.

5. I have heard learned counsel appearing on behalf of the respective parties.

6. In view of the facts noted hereinabove, and considering the nature of allegations levelled against the petitioner, his young age of 22 years, his clean criminal antecedents, as well as the stage of the trial, I deem it appropriate to enlarge the petitioner on regular bail to the satisfaction of the trial Court.

7. The instant petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing requisite bail bond/surety bond to the satisfaction of the trial Court/Duty Magistrate, concerned.

8. It is made clear that the petitioner shall not extend any threat and shall not influence any prosecution witnesses in any manner directly or indirectly.

9. The observation made hereinabove shall not be construed as an expression on the merits of the case and the Trial Court shall decide the case on the basis of available material.

(VINOD S. BHARDWAJ)
JUDGE

NOVEMBER 13, 2025
Vishal Sharma

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