



CRM-M-59437-2025

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218-I

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

CRM-M-59437-2025

Date of Decision: 15.12.2025

SANJAY AND ANOTHER

..... Petitioners

Versus

STATE OF HARYANA

..... Respondent

CORAM: HON'BLE MR. JUSTICE YASHVIR SINGH RATHOR

Present : Mr. G.S. Sawhney, Advocate
for the petitioners.

Ms. Jasmine Gill, AAG, Haryana.

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.342 dated 02.10.2025, registered under Sections 121(1), 132, 221, 351(2) of BNS, 2023 and Section 25(1) (a) of the Arms Act, at Police Station Tosham, District Bhiwani.

2. On 28.10.2025, the following order was passed:-

"1. Prayer in this petition under Section 482 of BNSS, 2023 is for grant of anticipatory bail in case FIR No.342 dated 02.10.2025, registered under Sections 121(1), 132, 221, 351(2) of BNS, 2023 and Section 25(1) (a) of the Arms Act, at Police Station Tosham, District Bhiwani.

2. Status report by way of affidavit dated 24.10.2025 of Dalip Singh, HPS, Deputy Superintendent of Police, Tosham, Bhiwani, Haryana filed on behalf of the respondent-State is taken on record. Registry is directed to the same at an



appropriate place.

3. *Both the parties have been heard and material on file has been perused.*

4. *As per prosecution case, a private individual had shown one video to ASI Krishan Kumar in which a person namely Anmol was seen holding an illegal pistol and he shared the video with the police on the condition that his identity will not be disclosed. Ruqa was sent and DDR Entry No.39 dated 01.10.2025 was got registered and police party went in search of said Anmol who was spotted near ITI Tosham on Khanak Road. He was confronted with the video and asked to disclose the whereabouts of the illegal weapon on which he disclosed that same was hidden in the wardrobe of his house and he can get it recovered. One Rajesh Sarpanch was also associated and police party proceeded to his house where his father Hawa Singh, brother Sanjay, mother Sanjay's wife and other family members were present and video was shown to them and they were requested to cooperate in the recovery of pistol. Suddenly, petitioner-Sanjay and his mother became aggressive and abused Anmol and assaulted him. Thereafter, Anmol got recovered a pistol from wardrobe in his room which turned out to be a toy pistol and was different from the illegal pistol visible in the video. When he made further inquiry, Anmol, his father, brother, Sanjay's wife and other relatives started abusing the police party and obstructed in the search of wardrobe in the house. Hawa Singh struck Head Constable Sumer Singh on his left with his stick and gave a blow in the chest of Constable Amit. Sanjay kept on threatening to kill them and Anmol escaped from the spot and complainant sought action against the accused.*

5. *Learned counsel for the petitioner contended that there was no weapon in the possession of his brother Anmol and only a toy pistol had been got recovered. Thereafter, police party started abusing them and attacked them. No*



injury is attributed to the applicants and only allegation against the petitioner Sanjay is that he had extended the threats but the same were not accompanied by any overt act. Learned counsel further contended that nothing is to be recovered from the possession of petitioners. Petitioners are ready to join the investigation and to abide by the conditions that may be imposed by the Court and benefit of anticipatory bail be extended in their favour.

6. *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.*

7. *Adjourned to 15.12.2025. 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;

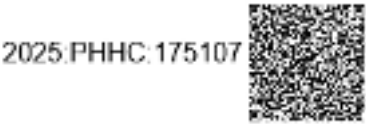
ii) that the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him/her from disclosing such facts to the Court or to any police officer;

iii) that the petitioners shall not leave India without the prior permission of the Court;

iv) such other condition as may be imposed under sub-section (3) of Section 480, as if the bail were granted under that section.”

3. Today, on instructions from Investigating Officer, learned State counsel has informed this Court that the petitioner has joined the investigation, in compliance of the order dated 28.10.2025 and is no longer required for further investigation.

4. In view of the aforesaid, the order dated 28.10.2025,



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.

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

(YASHVIR SINGH RATHOR)

JUDGE

15.12.2025

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