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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH****CRM-2373-2025 in/and
CRM-M-65547-2024
Date of Decision: 22.01.2025**

Ankit Bhardwak

...Petitioner

vs.

State of Haryana

...Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat**Present :** Mr. Ketan Antil, Advocate
for the petitioner.

Ms. Sheenu Sura, DAG, Haryana.

Mr. Rajiv Rathor, Advocate for
Mr. Manish Mehta, Advocate for the complainant.

N.S.Shekhawat J. (Oral)**CRM-2373-2025**

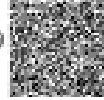
1. Application is allowed as prayed for subject to just exceptions.

Annexures P-5 and P-6 are taken on record.

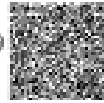
CRM-M-65547-2024

1. The petitioner has filed the present petition under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 with a prayer to grant anticipatory bail to him in case FIR No.638 dated 17.10.2024, registered under Sections 109(1), 115, 190, 191(3), 351(2) of BNS and Section 25 of Arms Act, at Police Station Kundli, District Sonipat.

2. The FIR in the present case was registered on the basis of the statement made by Kapil son of Dharambir and the same has been reproduced below:-



“To the SHO, Police Station Kundli, Sonipat, Sir, it is submitted that I, Kapil son of Dharambir, am the resident of village Khewra, Sonipat. On 16.10.2024 my friend namely Rambir son of Ramesh, resident of village Bajitpur Saboli was travelling on his Scooty and I and my another friend namely Dinesh son of Mahabir, resident of village Nathupur were travelling in TATA ACE (Chhota Hathi) went to Santosh Dhabha to get the food packed. After some time, Sameer @ Bachhi came to have food at Santosh Dhabha. Earlier Sameer used to work as a driver for Ankit son of Sunil resident of Nathupur and now he is doing job of driver for Dinesh son of Mahabir. Meanwhile, Ankit son of Sunil came at Santosh Dhabha on his bullet motorcycle and they asked Sameer to take along with them, but Sameer refused to go with them and he sat in my TATA ACE car. With regard to this, Ankit son of Sunil started giving beatings to him and when we tried to pacify, then he started to fight with all four of us. At the same time, some friends of Ankit came at Santosh Dhabha in their car and three persons came down from the said car and they started giving beatings to us and thereafter, Ankit's friends ran away in their car and Ankit left on his motorcycle and while leaving from there, Ankit stated to wait for him for 10 minutes and he will teach us lesson. After sometime, Ankit and his father namely Sunil and his car driver namely Rafia, Azad and one other person came in' car at Santosh Dhabha and they again started giving beatings to all four of us. That Ankit son Sunil while carrying sharp edged knife with the intention to kill, gave a stab wound on the chest of my friend namely Dinesh son of Mahabir resident of village Nathupur and all of them ran away from the spot by extending threats to kill. That I along with my friend namely Dinesh son of Mahabir were taken to Government Hospital, Sonipat for treatment. That doctor referred Dinesh to PGIMS, Rohtak. The treatment of my friend namely Dinesh is undergoing at PGIMS Rohtak. I have also, got my MLR and I get the same deposited to you by collecting the same from government



hospital. I have got my complaint written by son of Dinesh's uncle namely Ashok and I have presented it to you. Strict legal action may kindly be taken against the accused persons. SD- Kapil XXXX."

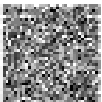
3. Learned counsel for the petitioner contends that the complainant had named Ankit son of Sunil as accused in the present case, whereas the name of the petitioner is Ankit son of Sushil. He further contends that in the present case, Dinesh has suffered the injuries at the hands of the present petitioner. However, the complainant/injured have already compromised the matter with the petitioner.

4. Learned counsel for the complainant submits that the matter has been compromised between the parties and the complainant has submitted an affidavit (Annexure P-2) in favour of the petitioner. He further contends that the complainant-Kapil and the injured, namely, Dinesh appeared before the Court and submitted that the petitioner may be granted the concession of bail by the Court.

5. On the other hand, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner on the ground that serious allegations have been levelled against the present petitioner and he does not deserve the concession of bail by this Court.

6. I have heard learned counsel for the parties and perused the record.

7. In the present case, no doubt, serious allegations have been levelled against the petitioner, but the parties have amicably resolved their disputes and the custodial interrogation of the petitioner may not be required, at this stage.



8. Without commenting any further on the merits of the case, the present petition is allowed. The petitioner is granted concession of anticipatory bail, subject to the conditions as provided under Section 482(2) of the BNSS. It will be open for the Investigating Officer to call the petitioner to join investigation, if so required, by issuing a written notice in this regard and he shall abide by the conditions mentioned in Section 482(2) of the BNSS.

22.01.2025
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(N.S.SHEKHAWAT)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No