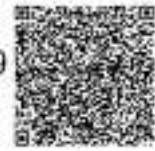


IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

128

2026.PHHC.029179



CRM-M-63964-2025 (O&M)

Date of decision: 24.02.2026.

RASHID

...Petitioner(s)

VERSUS

STATE OF HARYANA

...Respondent(s)

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

Present :- Mr. Munfaid Khan, Advocate,
for the petitioner.

Mr. Paras Talwar, Sr. DAG, Haryana.

VINOD S. BHARDWAJ, J. (Oral)

This is the second petition filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023, for grant of regular bail to the petitioner in case bearing FIR No.109 dated 09.07.2024, under Section(s) 309(4), 126(2), 140(3) and 61 (2) of the Bharatiya Nyaya Sanhita, 2023, registered at Police Station Rozka Meo, District Nuh.

After arguing the matter at some length, counsel for the petitioner seeks withdrawal of the present petition at this stage.

Dismissed as withdrawn at this stage.

However, it has been pointed out by the counsel for the petitioner that notwithstanding issuance of repeated summons/bailable warrants, neither

the official witnesses are turning up for deposition nor efforts are being made to produce the remaining witnesses. He contends that vide order dated 12.12.2025, the trial Court had noted that arrest warrants issued against HC Mohd. Hussain, Mohd. Atik and Yasin have been received unexecuted and fresh warrants of arrest have been issued.

I find that the failure of the officials in appearing before the Court despite repeated summons is an act of grave misconduct.

Accordingly, the Superintendent of Police, Nuh, is directed to withhold the salary of HC Mohd. Hussain till such time his deposition in the trial Court is ensured. The salary of SHO, Police Station Rozka Meo shall also be withheld since warrants of arrest of official witnesses are repeatedly being returned unexecuted. Their salary be not released till such time that bailable/arrest warrants issued by the Courts are served upon the witnesses.

List on 23.03.2026.

Let a compliance report be filed on or before the next date of hearing. In the event, compliance report with respect to the deposition by the aforesaid witnesses and service of bailable/arrest warrants on the non-appearing witnesses is not filed, the Superintendent of Police, Nuh, shall remain present in the Court/through Video Conference on the date fixed.

February 24, 2026.
raj arora

(VINOD S. BHARDWAJ)
JUDGE

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