



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

**CRM-M-73091-2025
Date of decision: 14.01.2026**

SADO

...PETITIONER

V/S

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUBHAS MEHLA

Present: Mr. Rhythem Bajaj, Advocate for the petitioner.

Mr. Anup Singh, AAG, Punjab.

SUBHAS MEHLA, J. (ORAL)

1. Through the instant petition filed under Section 482 Bharatiya Nagarik Suraksha Sanhita, 2023, prayer is for grant of anticipatory bail to the petitioner in case bearing FIR No.227 dated 25.09.2025 registered under Sections 118(1), 115(2), 191(3), 190, 61(2) of Bharatiya Nyaya Sanhita, 2023 (for short 'BNS') (Section 109 of BNS added later on) at Police Station City-I Abohar, District Fazilka.

2. Briefly stated, complainant Vakil Ram son of Hussain Ram working as Scrap Vendor got registered the case alleging that on 20.09.2025 in the day time, he met Ajay, who abused him and dispute took place between them. Further, the party of Ajay was naming his son Arman in a dispute and that they would get registered the case against Arman and complainant was called by Rinki through mobile phone to come to their house or at the house of Ankush for compromising the matter, otherwise they would falsely implicate his son Armaan. At about 8:00 PM on 20.09.2025, complainant went to the



house of Ankush, but in the house as per their previous conspiracy, Ajay Kumar, Ankush and Rajinder armed with sword, Gagan armed with khanda. Geetu, Deepu, Ankit and Rinki Rani armed with kapa, Raja and Dati Rani wife of Raji Ram armed with rod along with 3-4 unknown persons were present and on seeing the complainant, Dati Ram raised *lalkara* that Vakil Ram had come and he be not spared. All the accused persons attacked upon the complainant with their weapons and complainant suffered various injuries. Hence, the FIR was registered.

3. Learned counsel for the petitioner contended that the petitioner is made a scapegoat and treated as an accused as Dati Rani W/o Raji Ram, whereas her real identity is Sado wife of Raju; moreover, even if for the sake of arguments, it is assumed that the petitioner is the accused-Dati Rani, no specific injury has been attributed to her and the sole allegation against her is that she gave an iron rod blow to the complainant on the back i.e. simple injury; the petitioner is a lady aged about 61 years having clean and clear antecedents and she is ready to join investigation and co-operate with the investigating agency. As such, learned counsel prayed for relief of anticipatory bail to the petitioner.

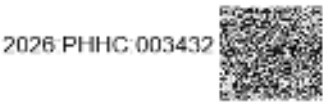
4. Learned State counsel appeared on advance notice and submitted that the petitioner has played an active role in the commission of offence as a specific role has been attributed to the petitioner that she gave the *lalkara* and an iron rod blow on the back of complainant, and she is required for custodial interrogation for recovery of the iron rod and for conducting proper investigation by eliciting all the details. As such, learned State counsel prayed for dismissal of the present petition.



5. Mr. Amandeep Singh Manaise, Advocate has put in appearance on behalf of the complainant and filed his memo of appearance. He submitted that the complainant was called by the petitioner's daughter, namely, Rinki Rani at the house of Ankush and thereafter, he was given merciless beatings by the accused persons with common intention, due to which, the left leg of the complainant had to be amputated and he has become permanently disabled. Moreover, in the statement of son of the petitioner, identity of the petitioner has been duly established as accused and same has been recorded by learned Sessions Judge, Fazilka in the impugned order dated 09.12.2025 (Annexure P-4), vide which, the anticipatory bail to the petitioner was declined.

6. Heard.

7. Keeping in view the facts and circumstances of the case and the contentions of learned counsel for the parties that the complainant/injured has specifically attributed a role to the petitioner and has alleged that she has played active role in the commission of offence by raising *lalkara* and giving iron rod blow on the back of complainant; the complainant has suffered grievous injuries and his left leg has been amputated; name of the petitioner has been clarified by her own son during investigation as depicted in the order dated 09.12.2025 passed by learned Sessions Judge, Fazilka (Annexure P-4) while dismissing the anticipatory bail application of the petitioner and her custodial interrogation is required, hence, the petitioner is not entitled to the relief of anticipatory bail in view of law laid down by the Hon'ble Supreme Court in case titled as '*CBI Vs. Anil Sharma, 1997 AIR Supreme Court 3806*' **decided on 03.08.1997**, wherein the importance of custodial



interrogation has been emphasized by holding that many useful informations and concealed materials may be elicited from a suspect in custody, rather than from a suspect who is well-protected by an order of anticipatory bail, in which case, interrogation may be reduced to a mere ritual.

8. In view of the above, this Court finds no ground to grant anticipatory bail to the petitioner and the present petition stands dismissed.

9. Nothing observed hereinabove shall be construed as an expression of opinion by this Court lest it may prejudice the trial. The learned trial Court is directed to proceed with the trial on its own merits, strictly in accordance with law.

January 14, 2026
manisha

(SUBHAS MEHLA)
JUDGE

(i)	Whether speaking/reasoned	Yes/No
(ii)	Whether reportable	Yes/No