



CRM-M-17330-2025 & ORS. -1-

102+203- (5 cases)

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-17330-2025 (O&M)
Date of Decision:- 05.09.2025

ANITA ...Petitioner

Vs.

STATE OF HARYANA ...Respondent

(2) CRM-M-22710-2025 (O&M)

NIRMALA ...Petitioner

Vs.

STATE OF HARYANA ...Respondent

(3) CRM-M-37840-2025 (O&M)

SANDEEP KUMAR ...Petitioner

Vs.

STATE OF HARYANA ...Respondent

(4) CRM-M-23786-2025 (O&M)

SHYAM SUNDER ...Petitioner

Vs.

STATE OF HARYANA ...Respondent.



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(5) CRM-M-26738-2025 (O&M)

ANIL

..Petitioner

Vs.

STATE OF HARYANA

..Respondent.

CORAM:- HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Anmol Rattan Sidhu, Senior Advocate with Mr. Sandeep Singh Ghangas, Advocate for the petitioner (s) in CRM-M-17330-2025.

Mr. Sirat Sapra, Advocate for the petitioner (s) in CRM-M-22710-2025, CRM-M-26738-2025 and CRM-M-37840-2025.

Mr. Shobhit Rapria, Advocate for the petitioner in CRM-M-23786-2025.

Mr. Viney Saini, AAG, Haryana.

Mr. Naveen Kumar, Advocate (through V.C.) and Mr. Arman Goyal, Advocate for the complainant in all cases.

AMARJOT BHATTI, J.

CRM-35552-2025 in CRM-M-17330-2025

CRM-35070-2025 in CRM-M-23786-2025

Learned counsel for applicants/petitioners has filed the aforesaid applications under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 for seeking amendment in the head note and prayer clause of the main petitions as Sections 74, 305 and 331 (5) of Bharatiya Nyaya Sanhita, 2023 have been added later-on.

Learned counsel for the State submits that he has no objection to the applications being allowed.



For the reasons mentioned in the application and no objection suffered by State counsel, applications are allowed and amended head note and prayer clause in CRM-M-23786-2025 are taken on record. However, in CRM-M-17330-2025, Registry is directed to make necessary corrections in the head note and prayer clause accordingly.

CRM-35345-2025 in CRM-M-22710-2025
CRM-34994-2025 in CRM-M-37840-2025
CRM-34991-2025 in CRM-M-26738-2025

Learned counsel for the applicants/petitioners filed the aforesaid applications under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 for placing on record the amended anticipatory bail petitions by adding offences under Section 190, 304, 331 (5), 115 (2), 49, 304, 305, 74 and 238 (3) of Bharatiya Nyaya Sanhita, 2023.

Learned counsel for the applicants/petitioners stated that only head note and prayer clause are amended without any change in the pleadings and the same may be taken on record.

Learned counsel for the State submits that he has no objection to the applications being allowed.

For the reasons mentioned in the application and no objection suffered by State counsel, applications are allowed only to the extent that amended head note and prayer clause are taken on record.

Main cases

1. Petitioners –Anita in CRM-M-17330-2025, Nirmala in CRM-M-22710-2025, Sandeep Kumar in CRM-M-37840-2025, Shyam Sunder in CRM-M-23786-2025 and Anil in CRM-M-26738-2025 have filed separate



petitions under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of anticipatory bail in FIR No.42 dated 11.03.2025 (Annexure P-1) registered under Sections 76, 149, 191 (3), 324 (4), 329 (3), 333, 351 (3), of Bharatiya Nyaya Sanhita, 2023 (Sections 190, 331 (5), 304, 115(2), 49, 74, 305 and 238 (3) of BNS were added later-on), registered at Police Station Civil Lines, Rohtak. These petitions are taken up together for hearing and decision, being arisen out of the same FIR. Documents annexed in lead case are referred for disposal of bail applications.

2. Facts of the case are, prosecutrix 'S' filed written complaint that on the date of occurrence i.e. 11.03.2025, her father and children were present at home. Ramphal, Shyam Sundar, his two daughters namely Jyoti and Aarti, Sheela, Neeta, Anil, Rekha and others wearing mask came to their residence on Swaraj 855 Tractor. They tied the car of her father with Tractor with intention to take possession of the same. They broke open the gate by hitting the Tractor and came inside by breaking internal gate. They gave beating to her, her father and children. Some of them broke cameras and DVR. They took away her jewellery. They started throwing out their household articles. Police was informed by dialing 112. Even after the arrival of police, accused persons misbehaved with them as well as with police. Shyam Sundar, his daughters and their husbands etc. threatened to kill them. They were armed with sticks and other weapons. Anil and Ramphal alongwith others disrobed her by taking off her lower and outraged her modesty. With these allegations, present case was registered.

3. Learned counsel representing petitioners consistently argued



that present FIR has been falsely lodged on account of property dispute. In fact Shyam Sunder father-in-law of the prosecutrix sold his house to Ram Phal by registered sale deed dated 09.01.2025 (Annexure P-2) which was witnessed by Jai Pal Singh, Lamberdar and Prem Singh son of Hari Singh. Complainant forcibly entered in the said house and started civil litigation against her father-in-law Shyam Sunder and another case against the purchaser Ramphal. Entire family has been falsely implicated in this case. Copy of civil suit titled Ms. Shagun and others Vs. Ramphal and others is Annexure P-3. Petitioners have no criminal antecedents. They have already cooperated with the investigating agency. They are still ready to abide by the terms and conditions of bail order. Therefore, anticipatory bail petitions filed by aforesaid petitioners may be allowed as prayed for.

4. On the other hand, learned counsel representing respondent No.2 opposed the anticipatory bail petitions filed by aforesaid petitioners. It is pointed out that there are specific serious allegations against the petitioners. They along with other co-accused attacked the complainant armed with weapons by going to her house. They had damaged the cameras and DVR and also damaged the property. There are serious allegations of outraging the modesty of complainant. Therefore, petitioners do not deserve the concession of anticipatory bail.

5. Learned counsel representing State also opposed the anticipatory bail petitions. Detailed status report filed in the bail applications. State counsel, at the same time, conceded that petitioners joined the investigation i.e. Anita joined investigation on 10.05.2025,



Nirmala on 12.05.2025, Sandeep on 31.07.2025, Shyam Sunder on 15.05.2025 and Anil joined the investigation on 04.06.2025. On instructions of ASI Ravita, Police Station Civil Lines, Rohtak, it is further confirmed that they are not required for further investigation.

6. I have considered the aforesaid factual position. Facts of the case clearly indicate that property dispute is going on between the complainant party on the one hand and the petitioners on the other. Copy of sale deed annexed in the lead case is Annexure P-2. Prosecutrix is not stranger to the accused persons/petitioners. In-fact, she is widow daughter-in-law of Shyam Sunder who sold his property in favour of Ramphal. Petitioners, as referred above, have already joined the investigation and they are not required for any other purpose. No purpose would be served by sending them behind the bars. They are ready to join the investigation as and when required. Considering the aforesaid factual position, anticipatory bail petitions filed by Petitioners –Anita (CRM-M-17330-2025), Nirmala (CRM-M-22710-2025), Sandeep Kumar (CRM-M-37840-2025), Shyam Sunder (CRM-M-23786-2025) and Anil (CRM-M-26738-2025), are allowed. They be not arrested. In case of their arrest, they be released on bail to the satisfaction of Arresting/Investigating Officer concerned, subject to condition that petitioners will join investigation as and when required. They will not tamper with or interfere with investigation and will not leave country without prior permission as provided under Section 482 (2) of BNSS, 2023.

7. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.



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Photocopy of the order be placed on the files of above-mentioned connected cases.

**(AMARJOT BHATTI)
JUDGE**

05.09.2025

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