



CRA-S-1-2025(O&amp;M)

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IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

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CRA-S-1-2025(O&M)  
Decided on: 18.03.2025

Jatin Sharma

.....Appellant

Versus

State of Haryana and anr

.....Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Dharamvir Sharma, Advocate  
for the appellant.

Ms. Mayuri Lakhanpal Kalia, DAG, Haryana.

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**SANJAY VASHISTH, J.**

1. Prayer in this appeal, filed under Section 14-A(2) of the Scheduled Caste and the Scheduled Tribes (Prevention of Atrocities) Act, 1989, is for grant of anticipatory bail to the appellant, who has been booked for having committed the offences punishable under Sections 115, 190, 191(2), 351(3) of BNS and Section 3(1)(s) of SC/ST Act, 1989, lateron added Section 117(1) of BNS Act, in a case arising out of FIR No.605, dated 12.11.2024, registered at Police Station Saran, Faridabad.

2. On 14.01.2025, following order was passed:-

*“1. Prayer in this appeal, filed under Section 14-A(2) of the Scheduled Caste and the Scheduled Tribes (Prevention of Atrocities) Act, 1989, is for grant of anticipatory bail to the appellant, who has been booked for having committed the offences punishable under Sections 115, 190, 191(2), 351(3) of BNS and 3(1)(s) of SC/ST Act, 1989, lateron added Section 117(1) of BNS Act, in a case arising out of FIR No.605, dated 12.11.2024, registered at Police Station Saran, Faridabad.*

*2. On the very outset, learned counsel for the appellant argues that from the bare reading of the contents of the FIR, no offence under SC/ST Act is made out. He also submits that the*



*only role attributed to the present appellant is that he gave an iron punch blow in the eyes of victim and the injury is simple in nature. Due to the application of provision of SC/ST Act, appellant has been denied anticipatory bail. He further submits that the FIR does not mention the fact that the co-accused Nikhil or even the petitioner were already knowing caste of the injured/victim. Therefore, offence under SC/ST Act is made out against the appellant.*

*3. On the other hand, learned State counsel, who had put appearance on the previous date i.e. 03.01.2025, was directed to file reply/status report by today. However, again, there is a request for granting an opportunity to meet out the direction recorded in the earlier order dated 03.01.2025.*

*4. As per office report, none has appeared on behalf of respondent No.2-complainant, despite service.*

*5. Adjourned to 18.03.2025 to enable the respondent-State to file status report, responding therein the submissions addressed by the learned counsel for the appellant.*

*6. In the meanwhile, the appellant is directed to join the investigation as and when required to do so by the Investigating Agency. In the event of his arrest, the appellant shall be released on ad-interim bail, subject to his furnishing bail bonds to the satisfaction of the Arresting Officer. The appellant shall also be abide by all the conditions laid down under Section 482(2) of BNS,2023.*

*7. Besides, appellant would submit/surrender his passport before the Arresting Officer and an undertaking on oath that in case of leaving the Country, he would seek prior permission from the Investigating Agency/concerned court.”*

3. Learned counsel for the appellant contends that in compliance of the order dated 14.01.2025, passed by this Court, the appellant has joined the investigation, and has fully co-operated.

4. Learned State counsel on instructions from ASI Jaswinder, confirms the said averment and submits that the custodial interrogation of the appellant would not be required now for the purpose of investigation.

5. Heard learned counsel for the parties.

6. Since the appellant has joined the investigation and custodial interrogation is no more required, present petition is allowed and ad-interim bail order dated 14.01.2025, passed by this Court is hereby made absolute.

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However, appellant shall continue to join the investigation as and when required to do so and abide by all the terms and conditions laid down under Section 482(2) of BNSS, 2023.

Besides, it is directed that appellant would hand over his passport to the Investigating Agency or to Court concerned, if he possesses. Otherwise, would submit an affidavit, disclosing the fact that he does not possess any passport.

It is also directed that before leaving country any time during trial, appellant would seek prior permission of the Court.

7. Accordingly, present appeal stands disposed of.

**(SANJAY VASHISTH)**  
**JUDGE**

**March 18, 2025**  
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Whether Speaking/Reasoned: **YES/NO**  
Whether Reportable: **YES/NO**