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CRM-M-27699-2025 (O & M)

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH
(207)

CRM-M-27699-2025 (O & M)
Date of decision: 28.08.2025

Surender Kumar alias Sunder Singh Petitioner

V/s

State of Haryana and anr. ...Respondents

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Mohit, Advocate, and
Mr. Pavitra, Advocate, for the petitioner.

Mr. T.P. Singh, Sr. DAG, Haryana.

Mr. Deepak Chaudhary, Advocate,
for respondent No.2-accused.

JASJIT SINGH BEDI, J. (Oral)

The prayer in the present petition under Section 483(3) of BNSS, 2023 read with Section 528 of BNSS, 2023 is for cancellation of bail granted to respondent No.2 vide order dated 22.01.2025 (Annexure P-4) in relation to FIR No.241 dated 18.05.2022 under Sections 420, 120-B IPC and Sections 201, 467, 468 and 471 (added later on) registered at Police Station Sadar, Fatehabad, District Fatehabad (Haryana).

2. The brief facts of the case are that the petitioner-complainant got registered the aforementioned FIR against Bhawna, Parmod, Parveen Kumar, Pandit and Neelam Rani. During the course of investigation, Sita Ram, Neetu Rathore, Neelam, etc. were nominated as accused. Accused-respondent No.2/Sita Ram was granted the concession of anticipatory bail

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vide order dated 22.01.2025 (Annexure P-4). The present petition has been filed seeking cancellation of the said bail.

3. The learned counsel for the petitioner-complainant contends that after the grant of anticipatory bail to the respondent No.2-Sita Ram, he (Sita Ram) alongwith his co-accused have threatened the petitioner-complainant and have asked him to take back the case got registered by him. Therefore, the bail granted to the accused-respondent No.2 be cancelled.

4. The learned counsel for the State, on the other hand, has filed a reply dated 26.08.2028 which is taken on record. While referring to the said reply, he contends that an enquiry has been conducted and no evidence of any threatening of the petitioner by the accused-respondent No.2 has been found. However, a *kalandra* has been filed by way of abundant caution. He, therefore, contends that the present petition is liable to be dismissed.

5. The learned counsel for the accused/respondent No.2 submits that baseless allegations have been levelled by the petitioner-complainant so that the anticipatory bail granted to the respondent No.2 is cancelled.

6. I have heard the learned counsel for the parties.

7. Though, the allegations of threatening him to withdraw his case have been levelled by the petitioner-complainant against the accused-respondent No.2, on an enquiry being held, no such overt act of threatening has been established on the record. However, by way of abundant caution, a *kalandra* under Sections 126/169 of BNSS, 2023 has been prepared.

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8. In view of the above, I find no merit in the present petition and the same stands dismissed. However, the petitioner-complainant is at liberty to avail his remedies in accordance with law if any such threat is meted out to him in future.

9. The pending application(s), if any, shall stand disposed of accordingly.

August 28, 2025
sukhpreet

(JASJIT SINGH BEDI)
JUDGE

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