



CRM-M-55997-2025

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

(103)

CRM-M-55997-2025.
Date of Decision:-09.10.2025.

Vikas alias Vikas Kumar

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE ALOK JAIN

Present: Mr. Amit Choudhary, Advocate for the petitioner.

Mr. Paras Talwar, Senior DAG, Haryana.

ALOK JAIN, J. (Oral)

1. The present petition is for grant of anticipatory bail to the petitioner in FIR No.352 dated 15.09.2025 under Section 108 of BNS, 2023 (Section 306 of IPC), registered at Police Station City Fatehabad, Tehsil and District Fatehabad (Annexure P-1).

2. As per the allegations levelled in the FIR, the deceased was continuously harassed and troubled by the petitioner, for which the complainant had spoken to the parents of the petitioner, who had assured that the petitioner would not entangle himself with the deceased.

3. Learned counsel for the petitioner submits that there is no complaint of harassment against the petitioner and there is neither sudden provocation nor abetment on the part of the petitioner and false allegations



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have been made only to entangle the petitioner in a false case. It is submitted that the ingredients of Section 108 of BNS, 2023 are not fulfilled and, therefore, the petitioner should be granted the concession of anticipatory bail.

4. At this stage, Mr. Raahat Kataria, Advocate, has put in appearance on behalf of the complainant and filed his *Vakalatnama*, which is taken on record.

5. Learned State counsel, assisted by counsel for the complainant, has submitted that it was on account of continuous harassment done by the petitioner which provoked the deceased to take such an extreme step of committing suicide. Learned State counsel submits that the investigation is at a very sensitive stage and the petitioner was in constant touch with the deceased and they have got certain evidence in the form of CCTV camera footage of a hotel where the petitioner and the deceased were seen checking in and the Aadhaar Card used over there is also found to be fake which was in the name of some other girl namely, Sonia, whereas, in the CCTV camera footage, the deceased is seen. Learned State counsel further submits that the custodial interrogation of the petitioner would be of much more importance at this stage and grant of concession of anticipatory bail would extremely hamper the investigation.

6. In rebuttal, learned counsel for the petitioner submits that the *prima facie* evidence relied upon by the investigating agency cannot be looked into at this stage as the same is not supported by the rigors of the Information and Technology Act.



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7. Heard the learned counsel for the parties at length.

8. Considering the fact that a young girl of 17 years has taken such an extreme step of committing suicide, the matter needs to be thoroughly investigated for which the custodial interrogation of the petitioner would be necessarily required.

9. In *CBI Vs. Anil Sharma (1997) 7 SCC 187*, the Hon'ble Supreme Court of India has held that custodial interrogation is qualitatively more elicitation oriented than questioning a suspect who is on anticipatory bail.

10. Accordingly, finding no merit, the present petition is dismissed.

(ALOK JAIN)
JUDGE

October 09, 2025.

S. Sethi

Whether speaking/reasoned:- Yes/No
Whether Reportable:- Yes/No