

Dr. Ashok Gupta vs. State BA 274-2026

Present : Sh. Rakesh Kumar Kadian Advocate, counsel for applicant.

Bail application received by entrustment. It be registered. While arguing on interim grant of bail, applicant/accused has submitted that Section 324(3) BNS is bailable in nature, whereas, section 3 of Prevention of Damage to Public Property Act is not attracted in this case. Further, it is also submitted that maximum punishment in Section 3 of Prevention of Damage to Public Property is extendable up to 5 years. He also submitted that provisions mentioned in **Arnesh Kumar versus State of Bihar reported in 2014 (3) -Criminal court cases-001** and **Satinder Kumar Antil Vs. CBI (2023(2) RCR (Criminal) 288)**, are applicable to the facts of this case but he has not been given any notice by the Investigating agency. He also submitted that the stay has already been granted in favour of applicant by the court of learned Civil Judge(Jr. Division) Panchkula in case titled as ‘ Dr. Ashok Gupta vs. Nitin Goyal & others’CS 685-2025.

Keeping in view the above stated facts and circumstances, let notice to State be issued for 28.01.2026. In the mean time, the arrest of the applicant/accused will remain stayed.

Date of order
27.01.2026
Jyotsna/Stenographer-I

(Hardip Singh)
ASJ/JSC/SAS Nagar
(UID No. PB-0638)