

Anjana Om Kashyap vs. State of H.P.& Anr.

Cr.MMO No.1146 of 2025

26.11.2025 Present: Mr. Hrishikesh Baruah, Mr. Rajesh Kumar and Mr. Jyotirmay Bhatt, Advocates, for the petitioner.
Mr. Varun Chandel, Mr. H.S. Rawat and Mr. Mohinder Zharaick, Additional Advocates General, with Ms. Ranjna Patial, Deputy Advocate General, for respondent No.1/State.

Notice. Ms. Ranjna Patial, learned Deputy Advocate General, appears and waives service of notice on behalf of respondent No.1/State.

Notice be issued to respondent No.2, returnable for **10.12.2025**, on taking steps within three days.

Cr.MP No. 5187 of 2025

Notice in the aforesaid terms.

Reply on behalf of respondent No.1, if any be filed on or before the next date of hearing.

By way of the present application, a prayer has been made to stay further proceedings/investigation, in case FIR No.93 of 2025, dated 18.10.2025, registered under Sections 3(1)(v) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989, as well as, under Section 299 of the Bharatiya Nyaya Sanhita, 2023, with Police Station, Shimla Sadar, District Shimla, H.P.

Learned counsel appearing for the petitioner in order to seek the stay of further proceedings has relied upon the decisions of Hon'ble Supreme Court, in case titled as **Maru Ram** versus **Union of India & Ors.** reported in **(1981) 1 Supreme Court Cases 107** (Para-79), **Rakesh Kaushik** versus **B.L. Vig, Superintendent Central Jail, New Delhi and another**, reported in **1980 Supp. Supreme Court Cases 183** (Para-31) and in case titled as **Manjula Sahdev** versus **State of Punjab and another**, reported as **2019(2) Rcr. Cr.1004**, and **Tilak Raj Singh and others** versus **State of Punjab & others**, reported in **2020 (4) Rcr.Cr.390** and **Rana Jung Bahadur** versus **State of Punjab**, **2024(3) Crime 546** and prayed that if, the contents of the petition, are seen, in light of the above decisions, then, the proceedings are liable to be stayed.

Considering the contents of the petition, as well as, documents filed in support thereof, this Court is of the view that the applicant is able to make out an exceptional case in his favour to stay the investigation of the case at this stage. Consequently, till the next date of hearing, further proceedings, in case FIR No.93 of 2025, dated 18.10.2025, registered under Sections 3(1)(v) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989, as well

as, under Section 299 of the Bharatiya Nyaya Sanhita, 2023,
with Police Station, Shimla Sadar, District Shimla, H.P., are
ordered to be stayed.

(Virender Singh)
Judge

November 26, 2025
(subhash)