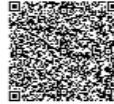




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**209 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRA-S-1139-2026

Date of Decision: 20.04.2026

Ajay Singh Chauhan

..... Appellant

Versus

State of Haryana and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present: Mr. Ranjeet Singh Chauhan, Advocate,
for the appellant.

Mr. Paras Talwar, Sr. DAG Haryana.

Vinod S. Bhardwaj, J. (ORAL)

1. Prayer in the present appeal is for quashing of impugned order dated 05.03.2026 passed by learned Additional Sessions Judge, Faridabad whereby bail pending trial was declined to the appellant in case arising out of FIR No.302 dated 27.09.2025, registered under Sections 126(2), 115(2), 351(2), 117(2), 190, 191(3) & 324(2) BNS, 2023 and Section 3(1)(S) and 3(2)(Va) of the Scheduled Caste & Scheduled Tribes (Prevention of Atrocities) Act, 1989, at Police Station Saran, District Faridabad.

2. The facts of the present case are that on 27.09.2025, complainant (Anand) appeared at Police Station Saran and submitted an application regarding his way being blocked on the road, beating, using caste-based filthy language and threats to withdraw the case. The complainant who belonged to a Scheduled Caste received information on telephone on same day at 08.00 pm that some boys were beating his brother Hemant, with *Dandas* and rods. He reached at Ramphal Mandi Lal Chowk,



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where they had beaten his brother and he was informed by Hemant that boys, namely, Mahesh, Ajay, Mannu, one being the barber shop's owner, one being a bike shop owner and 8-10 other people, whom he could identify, came on three bikes, stopped his way and started using caste based filthy language with him. When he started making a video, they snatched his phone and started beating him with sticks and iron rods by referring him to his caste by saying *'police cannot do anything to us, withdraw the case else you all shall be beaten one by one, that on the said date you will not be saved. We will go to jail but will finish your entire family, do as many FIRs as you want, we have a strong setting in Parvatiya Police Station/Post, nothing will happen to us'* and started giving beatings to him with intention to kill and threw his phone on the ground.

3. Learned counsel for the appellant contends that appellant has been arrayed as an accused on account of the previous enmity between the parties and multiple FIRs have been got registered against the appellant herein on the basis of complaints filed by the same parties. It is highly impractical to accept that 10/15 persons could have come on three motorcycles to give beatings to the complainant. He further contends that despite the alleged occurrence having taken place at a public place, no independent witness was joined during the investigation. It is further contended that the cross-version submitted by the appellant has not been taken note of by the respondents yet, present FIR has been registered. He further contends that the role attributed to the appellant is that of a grievous injury on forearm with a stick. He further submits that the appellant has



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been in custody for the last 05 months. The investigation has already been completed and his custody is no more warranted.

4. Learned State counsel has not disputed the aforesaid facts.

5. Heard learned counsel for the parties and perused the paper-book.

6. Without commenting on the merits of the case, but taking into consideration the nature of allegations, the stage of proceedings before the trial Court, the period of custody already undergone as also the argument with respect to the previous enmity, present appeal is allowed. The order impugned is set-aside.

7. The appellant is ordered to be released on bail pending trial on furnishing bail and surety bonds to the satisfaction of learned trial Court/Duty Magistrate/CJM concerned.

8. Anything observed here-in-above shall not be taken as an expression of opinion on the merits of the case pending before the trial Court.

20.04.2026

SN

(VINOD S. BHARDWAJ)

JUDGE

Whether Speaking/Reasoned :

Yes/No

Whether Reportable :

Yes/No