

ITEM NO.34+67

COURT NO.13

SECTION II-B

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

SPECIAL LEAVE PETITION (CRIMINAL) Diary No. 10608/2025

[Arising out of impugned final judgment and order dated 07-01-2025 in CRM-M No. 53955/2024 passed by the High Court of Punjab & Haryana at Chandigarh]

DEEPAK AGRAWAL

Petitioner(s)

VERSUS

ASHOK KUMAR AGGARWAL & ORS.

Respondent(s)

IA No. 61377/2025 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 61380/2025 - EXEMPTION FROM FILING O.T.

IA No. 61376/2025 - PERMISSION TO FILE PETITION (SLP/TP/WP/..)

WITH

Diary No(s). 10609/2025 (II-B)

IA No. 58600/2025 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA No. 58602/2025 - EXEMPTION FROM FILING O.T., IA No. 58597/2025 - PERMISSION TO FILE PETITION (SLP/TP/WP/..)

WITH

Item No. 67

SPECIAL LEAVE PETITION (CIVIL) 4047/2025

IA No. 69327/2025 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA No. 69330/2025 - EXEMPTION FROM FILING O.T.

Date : 21-03-2025 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE J.B. PARDIWALA
HON'BLE MR. JUSTICE R. MAHADEVAN

For Petitioner(s) :Mr. Navin Pahwa, Sr. Adv.
Mr. Rishi Agrawala, Adv.
Mr. Aroon Menon, Adv.

Mr. Rajesh Kumar, Adv.
Mr. E. C. Agrawala, AOR

For Respondent(s) : Mr. S. Nagamuthu, Sr. Adv.
Mr. Sandeep Choudhary, AOR
Mr. Praveen Kumar, Adv.
Mr. P.S. Patwalia, Sr. Adv.
Mr. Shyam Divan, Sr. Adv.
Mr. Siddhartha Dave, Sr. Adv.
Ms. Tanvi Dubey, AOR
Mr. Yash Dubey, Adv.

UPON hearing the counsel the Court made the following
O R D E R

1. Applications for permission to file SLPs are allowed.
2. We heard Mr. Navin Pahwa, the learned senior counsel appearing for the petitioner(original complainant), Mr. S. Nagamuthu, the learned senior counsel and Mr. Patwalia, the learned senior counsel appearing for the accused persons.
3. The subject matter of challenge is the order passed by the High Court granting anticipatory bail to some of the accused persons whereas one accused has been ordered to be enlarged on regular bail.
4. Mr. Pahwa has manifold contentions to raise as regards the legality, validity and propriety of the impugned order passed by the High Court.
5. According to him the High Court should have been loath in granting anticipatory bail, more particularly, when there are

allegations of forgery of revenue records etc.

6. We take notice of the fact that the disputes between the two sides cropped up sometime in 2021. Both the sides initiated civil proceedings and three years later the criminal proceedings came to be instituted.

7. Be that as it may, the accused persons are yet to be tried and ultimately if the State is able to make out a case, the trial court would look into it accordingly.

8. At present, we are not persuaded to disturb the order passed by the High Court.

9. We clarify that the guilt or the innocence of the accused persons shall be decided strictly on the basis of the evidence that may be led in the course of trial oral as well as documentary and the trial court shall not be influenced in any manner by the observations made by the High Court in its impugned order.

10. With the aforesaid, these petitions stand disposed of.

11. Pending application(s), if any, stand disposed of.

(CHANDRESH)
ASTT. REGISTRAR-cum-PS

(POOJA SHARMA)
COURT MASTER (NSH)