

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G SPETITION(S) FOR SPECIAL LEAVE TO APPEAL (CRL.) NO(S). 2151/2026

[Arising out of impugned final judgment and order dated 18-11-2025 in CRM-M No. 48288/2025 passed by the High Court of Punjab & Haryana at Chandigarh]

KURUKSHETRA UNIVERSITY, KURUKSHETRA Petitioner(s)

VERSUS

NAUSHAD ALI Respondent(s)

FOR ADMISSION

Date : 13-02-2026 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MANOJ MISRA
HON'BLE MR. JUSTICE N.V. ANJARIA

For Petitioner(s) :Mr. Anurag Kulharia, Adv.
Dr. Navya Jannu, Adv.
Mr. Sunny Kadiyan, AOR

For Respondent(s) :

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

1. It is the case of the petitioner that First Information Report (FIR) No.16 dated 16.06.2023 was lodged at PS ACB Ambala implicating one Pankaj Sharma an employee of the petitioner. The allegations therein are in respect of demand of bribe from the first respondent (Naushad Ali) for releasing payment. In connection with the said FIR, Pankaj Sharma is separately facing prosecution. In the meantime, Naushad Ali filed another complaint in the Court of Ilaka Magistrate, Kurukshetra alleging that the

payment to be made to him against existing contract bills has been withheld by the University officials, and the erring official, namely, Pankaj Sharma, has been reinstated. Based on this complaint, the learned Magistrate has exercised its powers under Section 94 of the Bhartiya Nagarik Suraksha Sanhita, 2023 to summon documents relating to reinstatement of Pankaj Sharma.

2. The submission on behalf of the petitioner is that the complaint does not disclose commission of any offence, therefore, there can be no enquiry. As a result, the learned Magistrate could not have called for the records relating to appointment/reinstatement of Pankaj Sharma who is facing prosecution under the P.C. Act. It is the case of the petitioner that the High Court has overlooked whether the complaint allegations disclose commission of any offence as to enable the learned Magistrate to conduct an enquiry and seek for production of documents.

3. Issue notice, returnable in six weeks.

4. In the meantime, the effect and operation of the summoning orders shall remain stayed.

(KAVITA PAHUJA)
ASTT. REGISTRAR-cum-PS

(SAPNA BANSAL)
COURT MASTER (NSH)