

2025:PHHC:104775



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

264

CRM M-42671-2025

Date of Decision: 12.08.2025

Sumit

...Petitioner

Versus

State of Haryana

... Respondent

CORAM : HON'BLE MR. JUSTICE N.S.SHEKHAWAT

Present : Mr. Chanderhas Yadav, Advocate, for the petitioner.

Mr. B.S. Saroha, DAG, Haryana.

N.S.SHEKHAWAT, J. (Oral)

1. The petitioner has filed the instant petition under Section 483 of B.N.S.S., 2023 with a prayer to grant a regular bail in case FIR No.313 dated 14.10.2024 under Section 191(3), 190, 115(2), 118(1), 110, 351(2), 126(2) of Bharatiya Nyaya Sanhita (BNS), 2023, registered at P.S. Sadar Dadri, District Charkhi Dadri (P-1).

2. Learned counsel for the petitioner contends that the petitioner has been falsely involved in the present case due to previous enmity between the parties. As per the case of the prosecution, the petitioner was armed with a screwdriver and gave a blow with it on the feet of the complainant. He further contends that the injured has already been discharged from the hospital. Moreover, the petitioner was arrested in the present case on 16.10.2024 and is in

custody since 10 months. He further contends that the prosecution has been able to examine only two witnesses out of 13 witness so far.

3. I have heard learned counsel for the parties and perused the record.

4. It is not in dispute that Umesh @ Pistol a similarly placed co-accused has been granted the concession of bail by this Court. Another co-accused Subhash has also been admitted to bail by this Court. He next contends that the petitioner is in custody since 10 months and only two witnesses has been examined so far.

5. In view of the above, without commenting any further on the merits, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the learned trial Court/Duty Magistrate/CJM concerned subject to the following conditions:-

(i) The petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case, so as to dissuade him to disclose such facts to the Court or to any other authority.

(ii) The petitioner shall remain present before the Court on the dates fixed for hearing of the case.

(iii) The petitioner shall not absent himself from the Court proceedings except on the prior permission of the Court concerned.

(iv) The petitioner shall surrender his passport, if any, (if already not surrendered), and in case he is not holder of the same, he shall swear an affidavit to that effect.

(v) *The petitioner shall also file his affidavit before the concerned Court, mentioning his ordinary place of residence and number of mobile phone, which shall be used by him during the pendency of the trial. In case of change of place of residence/mobile number, he shall share the details with the concerned Court/learned Trial Court.*

(vi) *In case, the petitioner gets involved in any other criminal activity, during the pendency of the trial, it shall be viewed seriously and the prosecution shall be at liberty to move an appropriate application for cancellation of bail granted to the present petitioner.*

(vii) *The concerned Court may insist two heavy local surties and may also impose any other condition, in accordance with law, while accepting the bails bonds and surety bonds of the petitioner.*

(viii) *The petitioner shall report every 1st Monday in English calendar month before the concerned SHO till the conclusion of the trial and SHO shall mark his presence by making an entry in the Rojnamcha. In case, he does not report on every 1st Monday before the concerned SHO, it shall be viewed seriously and the concession granted to him shall be liable to be cancelled and the State of Haryana shall be at liberty to move an appropriate application in this regard.*

12.08.2025

amit rana

(N.S.SHEKHAWAT)

JUDGE

Whether reasoned/speaking

: Yes/No

Whether reportable

: Yes/No