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

**CRM-M-18938-2025 (O&M)
Date of decision : 21.04.2025**

Rajan

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Pardhuman Garg, Advocate for the petitioner.

Mr. Ashok Sehrawat, DAG, Haryana assisted by
Sub Inspector Inder Singh.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short, 'the BNSS'), for grant of bail pending trial to the petitioner in FIR No.0723 dated 26.10.2024, under Sections 126, 309(4) & 309(6) of the Bharatiya Nyaya Sanhita, 2023 (for short 'BNS'), registered at Police Station Sirsa City, District Sirsa.

2. Allegations are that petitioner along with co-accused intercepted *de facto* complainant by placing their motorcycles in front of his motorcycle; attacked upon him and looted his motorcycle.

3. Contends that petitioner is in custody since 22.01.2025; after investigation final report under Section 193 of BNS was presented on 21.03.2025, however, charges are yet to be considered.



4. Learned State counsel, on instructions, duly acknowledged the above factual position, but he opposed the prayer on the ground that allegations are very serious in nature.

5. Heard learned State counsel and perused the paper-book.

6. It transpires that is in custody since 22.01.2025; final report under Section 193 BNS was presented on 21.03.2025 and charges are yet to be considered; therefore, conclusion of trial is likely to take long time. Moreover, it is not the objection of State that in case, petitioner is released on bail, he shall influence the witnesses and/or hamper the course of trial, in any manner; thus, his further incarceration would not serve any purpose.

7. Consequently, present petition is allowed; petitioner shall be admitted to bail on furnishing bail/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

8. Petitioner shall appear on each & every date of hearing and to fully co-operate with the learned trial Court without seeking any unnecessary adjournment(s).

9. The above observations may not be construed as an expression of opinion on the merits of the case.

10. It is clarified that in case there is recurrence or any misuse of concession of bail on the part of the petitioner, State of Haryana would be at liberty to move an appropriate application for recalling of this order.



Pending application(s), if any, shall also stand disposed off.

21.04.2025

d.gulati

**(MAHABIR SINGH SINDHU)
JUDGE**

Whether speaking / reasoned :

Yes

No

Whether Reportable :

Yes

No