



CRM-M-12790-2025

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

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Date of decision : 17.03.2025

DXXXXXU

..... Petitioner

VERSUS

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE H.S. GREWAL

Present: Mr. Raj Kumar Poonia, Advocate, for the petitioner.

Mr. A. P. Singla, AAG, Haryana.

H.S. GREWAL, J. (Oral)

1. The petitioner is seeking the concession of bail under Section 483 of the BNSS, 2023, in case FIR No.19 dated 17.02.2024 under Sections 148, 149, 302 of IPC & Section 25 of the Arms Act, registered at Police Station Mohana, District Sonapat.
2. Custody certificate of the petitioner has been filed on behalf of learned State counsel, the same is taken on record.
3. Learned counsel for the petitioner contends that the petitioner is a juvenile and has been falsely implicated in the present case. The petitioner was not named in the present FIR and he was only made accused on the basis of disclosure statement of the co-accused who all were his classmates. Learned counsel further submits that even the complainant has not made a whisper about the role of the petitioner in the FIR. The petitioner is in custody for the last 1 year and 17 days. The *challan* has since been presented and 2 witnesses out of 26 have been examined. Lastly, learned counsel prays for grant of regular bail to the accused/petitioner.



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4. *Per contra*, learned State counsel while opposing the prayer and submissions made by learned counsel for the petitioner submits that allegations against the juvenile/petitioner are grave and serious in nature.

5. I have heard learned counsel for the parties and perused the material placed on record.

6. Once the investigation already stands concluded with the filing of *challan* and nothing has been recovered from the petitioner, there would be no justification for further detention of the petitioner. In the facts and circumstances as enumerated hereinabove, this Court deems it fit to extend the concession of bail to the petitioner.

7. Accordingly, the instant petition is allowed. The juvenile/petitioner is admitted to bail on his furnishing bail/surety bonds to the satisfaction of the Trial Court/Duty Magistrate concerned. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

8. Needless to add, in case the petitioner misuses the concession of bail granted to him, the State would be at liberty to seek cancellation of the same.

(H.S. GREWAL)
JUDGE

17.03.2025**anil**

Whether speaking / reasoned Yes/No
Whether Reportable Yes/No