



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

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**CRM-M No.56581 of 2025  
Date of decision : 15.10.2025**

**Dara Singh @ Dara**

.....Petitioner

**Versus****State of Punjab**

.....Respondent

**CORAM: HON'BLE MR. JUSTICE SUMEET GOEL**

Present: Mr. L.M. Gulati, Advocate, for the petitioner

Mr. Baljinder Singh Sra, Addl. AG, Punjab

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**SUMEET GOEL, J. (ORAL)**

1. Present petition has been filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') for grant of regular bail to the petitioner in case FIR No.124 dated 22.5.2025, under Sections 109, 190, 191(3) of Bharatiya Nyaya Sanhita, 2023 and Sections 25/27/54/59 of Arms Act, 1959, registered at Police Station Gate Hakima, District Amritsar.

2. The case set up in the FIR in question (as set out in the present petition by the petitioner) is as follows:-

*'Statement of Jaskaran Singh alias Raja son of Surjit Singh resident of H.No.34 Indira Colony Jhabhal Road Amritsar aged 33 years Mobile No.6284596489. Stated that I am a resident of the above said address and I am in the business of sale and purchase of properties, from my house. At around 10:50 PM on 21.5.2025, when I alongwith my brother Surinder Singh alias Gama and my brother's friend Sunil Sharma alias Bunty son of*



*Mohan Lal Sharma resident of Mohini Park Khalsa College Amritsar were present at my house. When I heard the noise of some altercation from the main road and when I opened the main door of my house and saw that our mohala resident Asu son of Raj Kumar resident of Indira Colony Jhabal Road Amritsar was fighting with Sunny Chawla son of Avinash Chawla resident of Gurbaksh Nagar Amritsar, Veeru son Dara resident of street no.4 Indira Colony Lahara came of Jhabhal Road, Amritsar, Love and 2/3 unknown persons accompanying with him, were beating him up. I and my brother Surinder Singh alias Gama and his friend Sunil Sharma alias Bunty went outside. We asked them, why you are beating Ashu. Then the Sunny Chawla and Veeru and the unknown persons with Love Lahara fired from his pistol on my brother Surinder Singh alias Gama and Sunil Sharma with the intention to kill them. Out of which, one bullet hit in the right flank of my brother Surinder Singh alias Gama and another the left bullet hit of Sunil Sharma alias Bunty and I saved myself while running. The unknown persons opened fired two shots upon us and the bullets on ear crossed aside and I closed the door of my home. The cause of enmity behind this is that Ashu has good relations with police officials due to this reason they were beating us. I alongwith my brother and his friend Sunil Sharma alias Bunty arranged for a vehicle and shifted the injured to Amandeep Hospital, where thir treatment is continuing. Accused Sunny Chawl and Veeru and connivance with unknown persons have Love Lahara in injustice. Kindly take strict caused legal action against the above said persons.'*

3. Learned counsel for the petitioner has argued that the petitioner is in custody since 23.5.2025. Learned counsel has further argued that, assuming *arguendo*, the prosecution version available at this juncture is taken to be correct, the petitioner has not attributed any active role except that he was only present at the spot. Learned counsel has further argued that the petitioner is a man aged 65 years with no antecedents. Thus, regular bail is prayed for.

4. Learned State counsel has opposed the present petition by



arguing that the allegations raised are serious in nature and thus the petitioner does not deserve the concession of the regular bail. Learned State counsel seeks to place on record custody certificate dated 14.10.2025 in Court, which is taken on record.

5. I have heard counsel for the parties and have gone through the available records of the case.

6. The petitioner was arrested on 23.5.2025 and is in continuous custody since then. Culmination of the investigation as also the trial emanating therefrom, in case occasion so arises, will take its own time. The rival contentions raised by learned counsel give rise to debatable issues which shall be ratiocinated upon during the course of trial. This Court does not deem it appropriate to delve deep into these rival contentions, at this stage, lest it may prejudice the trial. Nothing tangible has been brought forward to indicate the likelihood of the petitioner absconding from the process of justice or interfering with the prosecution evidence.

6.1 As per custody certificate dated 14.10.2025 filed by learned State counsel, the petitioner has already suffered incarceration for a period of 4 months and 17 days & is not shown to be involved in any other case.

Suffice to say, further detention of the petitioner as an undertrial is not warranted in the facts and circumstances of the case.

7. In view of above, the present petition is allowed. Petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the Ld. concerned CJM/Duty Magistrate. However,



in addition to conditions that may be imposed by the concerned CJM/Duty Magistrate, the petitioner shall remain bound by the following conditions:-

- (i) The petitioner shall not mis-use the liberty granted.
- (ii) The petitioner shall not tamper with any evidence, oral or documentary, during the trial.
- (iii) The petitioner shall not absent himself on any date before the trial.
- (iv) The petitioner shall not commit any offence while on bail.
- (v) The petitioner shall deposit his passport, if any, with the trial Court.
- (vi) The petitioner shall give his cell-phone number to the Investigating Officer/SHO of concerned Police Station and shall not change his cell-phone number without prior permission of the trial Court/Illaqa Magistrate.
- (vii) The petitioner shall not in any manner try to delay the trial.

8. In case of breach of any of the aforesaid conditions and those which may be imposed by concerned CJM/Duty Magistrate as directed hereinabove or upon showing any other sufficient cause, the State/complainant shall be at liberty to move cancellation of bail of the petitioner.

9. Ordered accordingly.

10. Nothing said hereinabove shall be construed as an expression of opinion on the merits of the case.

**(SUMEET GOEL)**  
**JUDGE**

**15.10.2025**

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| Whether speaking/reasoned: | Yes/No |
| Whether reportable:        | Yes/No |