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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH
(214)

CRM-M-7802-2025 (O & M)
Date of decision: 13.10.2025

Rohit alias Dheela

.... Petitioner

V/s

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. D.S. Virk, Advocate,
for the petitioner.

Mr. T.P. Singh, Sr. DAG, Haryana.

JASJIT SINGH BEDI, J. (Oral)

The prayer in the present petition under Section 439 of Cr.P.C. is for the grant of regular bail to the petitioner in a case FIR No.173 dated 25.06.2020 under Sections 212, 394, 302, 396, 115, 216A, 34 IPC registered at Police Station Mullanpur, District SAS Nagar (Mohali), Punjab

2. The learned counsel for the petitioner contends that the petitioner is not named in the statement of Kulbir recorded under Section 164 Cr.P.C., though, his name finds mention in the statement under Section 161 Cr.P.C. Kulbir has since passed away. As the petitioner is in custody since 22.11.2020 but only 18 out of the 44 prosecution witnesses have been examined so far, the Trial of the present case is not likely to be concluded anytime soon and therefore, he is entitled to the concession of bail, moreso,



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when two co-accused, namely, Gurmeet Singh and Rajan have been granted the concession of bail by this Court vide orders dated 16.05.2024 and 19.11.2024 (Annexures P-5 and P-6 respectively).

3. The learned counsel for the State, on the other hand, contends that the name of the petitioner finds mention in the statement under Section 161 Cr.P.C. of Kulbir who has since passed away. The petitioner is a habitual offender with multiple cases registered against him. Therefore, he is not entitled to the concession of bail. He, however, concedes that two co-accused of the petitioner, namely, Gurmeet Singh and Rajan have been granted the concession of bail by this Court, that in the statement under Section 164 Cr.P.C. of Kulbir, the petitioner is not named as an accused, that he is in custody since 22.11.2020 and that only 18 of the 44 prosecution witnesses have been examined.

4. I have heard the learned counsel for the parties.

5. The veracity of the prosecution case against the petitioner and his co-accused shall be adjudicated upon during the course of the Trial. Admittedly, the petitioner is in custody since 22.11.2020 but only 18 of the 44 prosecution witnesses have been examined so far. Therefore, the Trial in the present case is not likely to be concluded anytime soon. Two co-accused, namely, Gurmeet Singh and Rajan have been granted the concession of bail by this Court vide orders Annexures P-5 and P-6 respectively. In this situation, he can be granted the said concession as well.

6. Thus, without commenting upon the merits of the case, the present petition is allowed and the petitioner, namely, Rohit @ Dheela is



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ordered to be released on bail to the satisfaction of the Trial Court/Duty Magistrate concerned.

7. The present petition stands disposed of.

8. The pending application(s), if any, shall stand disposed of accordingly.

(JASJIT SINGH BEDI)
JUDGE

October 13, 2025

sukhpreet

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No