

2025:PHHC:107437



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

CRM-M-39713-2024

Date of decision : 18.08.2025

Naresh

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE SHEEL NAGU, CHIEF JUSTICE

Present: Mr. Kunal Dawar, Advocate,
for the petitioner.

Mr. Deepak Balyan, Addl. A.G., Haryana.

Mr. Harish Mehla, Advocate,
for the complainant.

SHEEL NAGU, CHIEF JUSTICE (Oral)

1. The petitioner, who is in custody since 16.04.2024, has filed this petition for grant of regular bail in FIR No. 90 dated 23.06.2017, under Sections 302, 307, 323, 324, 34 IPC, registered at Police Station GRP, Faridabad (District GRP Ambala Cantt.), Haryana. Charges are framed under Sections 302, 307, 298, 323, 324, 341 read with Section 34 IPC and 145 of Railway Act.

2. Custody certificate filed on behalf of the State is taken on record.

3. The petitioner has suffered undertrial custody period of about 02 years, 06 months and 22 days as on 16.08.2025.

The petitioner seeks bail in a case of murder, where it is alleged that a scuffle took place between the rival groups and initially, the petitioner had been granted interim bail vide order dated 03.10.2018 on certain terms and conditions. Pertinently, the trial had been stayed by the Apex Court in SLP (Criminal) No.8794 of 2018 on 19.03.2018. The said SLP filed by the complainant-victim came to be withdrawn on 19.03.2024. The petitioner, thereafter, in CRM-M-28944 of 2021, on 02.04.2024, was directed by the Single Bench of this Court to surrender within 03 days. However, since the petitioner was in Chennai, he could surrender on 16.04.2024.

4. Learned counsel for the State of Haryana and the victim inform that two of the eye witnesses are yet to be examined.

5. Accordingly, this Court, looking to the gravity of the offence, is of the considered view that safe and secure atmosphere ought to be extended to the eye witnesses to be examined, before the request of bail is considered. With liberty to revisit the Court after the examination of eye witnesses, the petition stands dismissed.

**(SHEEL NAGU)
CHIEF JUSTICE**

August 18, 2025
Ajay Prasher

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