



CRM-M-29136-2025

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

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**CRM-M-29136-2025  
Decided on :19.08.2025**

Jaide Mohammad

. . . Petitioner(s)

Versus

State of Punjab

. . . Respondent(s)

**CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH**

Present: Mr. Japjit Singh Johal, Advocate for the petitioner.

Mr. Manjinder Singh Bhullar, DAG, Punjab.

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**SANJAY VASHISTH, J. (Oral)**

1. Present petition has been filed under Section 483 of BNSS, seeking regular bail in case FIR No. 0118 dated 23.12.2024, registered at Police Station Chabbewal, District Hoshiarpur, under Sections 109, 115(2), 118(1), 303(2), 191(3), and 190 of BNSS (with Section 117(2) of BNS being added subsequently).

2. Learned counsel for the petitioner submits that, as per the case of the prosecution, in the first phase of the incident, the collision of the motorcycle driven by the petitioner with the complainant's bike carrying his family, the petitioner was solely responsible. It was only after the main incident that an altercation occurred, following which the petitioner called 7–8 persons to the spot. Counsel further submits that the



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role attributed to the petitioner is limited to causing a brick blow to Ujagar Singh, resulting in simple injury.

Counsel also submits that co-accused Lakvir Singh and Arun @ Chola have already been granted anticipatory bail by this Court vide orders dated 07.04.2025 passed in CRM-M-7992-2025 and CRM-M-14801-2025 respectively. The petitioner is in custody since 24.12.2024. After completion of investigation, the challan has been filed, and charges are yet to be framed. There are total 17 prosecution witnesses, but none has been examined till date.

Counsel further submits that the petitioner himself claims to be one of the injured in the incident, relying upon the Medico-Legal Report dated 18.12.2024 (P-2), appended with the petition, wherein the following injuries have been noted on the petitioner's person:

*“Injuries*

- 1. A freshly bleeding wound present on vertex of head. Slightly towards left side. Size approx.-1X1 cm. Kept under observation.*
- 2. A freshly bleeding lacerated wound present on lateral aspect of right arm. Size approx. - 3x1 cm.*
- 3. Swelling and tenderness present on Rt. Elbow. Painful movements of the point. Adv. - Ortho opinion.*
- 4. Swelling and tenderness present on lateral aspect of Rt. Hand. Kept under observation.*
- 5. Multiple bruises present on back, 4 in no. Size approx.. 12 inch x 2 cm*
- 6. Mild swelling present on fingers of rt. Hand. Kept under observation.”*

In view of the above, counsel prays for the grant of regular bail.

3. On the other hand, learned State counsel, while acknowledging that the petitioner is in custody since 24.12.2024, opposes

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the bail plea, submitting that the investigation is still ongoing and the petitioner's role remains under active scrutiny.

Learned State counsel has filed a status report by way of affidavit of Palwinder Singh PPS, Deputy Superintendent of Police, Sub Division Chabbewal, District Hoshiarpur, in Court today. Same is taken on record. Registry is directed to tag the same at appropriate place with the paper-book.

Learned State counsel, while highlighting the role of the petitioner, refers to paragraph No. 5 of the status report, which reads as under:

*“ That it is submitted that in the MLR of Anant Ram, the doctor described five injuries, out of them injuries No.1, 2 3 and 5 were declared to be caused with sharp weapon and injury No.4 was declared to be caused with blunt weapon. The doctor gave opinion with regard to the injury of Anant Ram and declared injuries No.1, 2, 3 and 5 to be simple in nature and injury No.4 was declared grievous in nature by the doctor. On this, offence U/s 117(2) of BNS was added to the present case vide DDR No.10 dated 10.02.2025”*

4. Having heard learned counsel for the parties and perused the material on record, this Court noticed that the petitioner is in custody since 24.12.2024, the investigation stands completed, and the final report has already been submitted to the Court concerned. However, charges are yet to be framed, and a significant number of prosecution witnesses remain to be examined. The injury attributed to the petitioner is simple in nature, as per the medico-legal report appended to the petition, and petitioner himself claims to have sustained injuries during the incident.

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Considering these facts, and the fact that co-accused persons have already been granted anticipatory bail by this Court, the petitioner's bail application merits consideration.

5. Consequently, prayer made in the present petition is allowed. Petitioner is ordered to be released on bail, subject to his furnishing bail/surety bonds to the satisfaction of the learned trial Court/ Chief Judicial Magistrate/Illaqa Magistrate/ Duty Magistrate concerned, if not required in any other case.

6. Any of the discussion done and recorded hereabove, shall not be construed as an expression of opinion on the facts of the case. Therefore, trial Court is expected to decide the case by taking an independent view, on the basis of evidence available on record, as expeditiously as possible in accordance with law.

7. Petition stands disposed of.

**(SANJAY VASHISTH)  
JUDGE**

**19.08.2025***Rashmi*

*Whether speaking/reasoned: Yes/No*  
*Whether Reportable: Yes/No*