

2025:PHHC:142570



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

**CRM-M No.55184 of 2025  
Date of Decision: 15.10.2025  
Reserved on: 08.10.2025**

Gurdev Singh

... Petitioner

Versus

State of Punjab

... Respondent

**CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA**

Present: Mr. Harpal Singh Sidhu, Advocate,  
for the petitioner.

Mr. Roshandeep Singh, AAG, Punjab,  
for the respondent-State.

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**MANISHA BATRA, J.**

1. The present petition has been filed by the petitioner under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (For short "BNSS") seeking regular bail in the FIR mentioned below:-

<b>FIR No.</b>	<b>Dated</b>	<b>Police Station</b>	<b>Sections</b>
30	03.05.2022	Kabirpur (Ahali Kalan), District Kapurthala	307, 435, 427, 148 and 149 of IPC and 25 and 27 of Arms Act, 1959

2. As per the allegations, on 02.05.2023, the complainant Mehnga Singh along with his family members was working in his fields when the petitioner along with the co-accused and 4-5 unknown persons reached there on 4-5 motorbikes and one Fortuner vehicle. They parked

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their vehicles near the fields and fired shots towards the complainant with intent to kill his family members and himself. The shots hit on the walls of motor room. The assailants also set on fire the chaff as well as motorcycles belonging to the family members of the complainant and also one tractor lying at the spot and thereafter they fled away. After registration of FIR, investigation proceedings were initiated. The petitioner was arrested on 03.05.2022 and had been extended benefit of bail by the Coordinate Bench of this Court vide order dated 06.12.2022 passed in CRM-M No.55623 of 2022. He absented himself on 09.02.2024 due to which his bail was cancelled and bonds were forfeited to the State. Proceedings under Section 82 of Cr.P.C. were initiated against him and he was declared a proclaimed person on 13.01.2025. He was arrested again on 21.06.2025 and is in custody since then.

3. It is argued by learned counsel for the petitioner that he is in custody since long. The trial will take considerable time to conclude. His further incarceration would not serve any useful purpose. He is ready to abide by the terms and conditions as imposed upon him. It is, therefore, urged that he deserves to be released on bail.

4. Per contra, learned Assistant Advocate General, Punjab has argued that the petitioner was declared a proclaimed person. There are chances of his absconding again. It is, therefore, urged that he does not deserve to be extended benefit of bail.

5. This Court has considered the rival submissions.

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6. The petitioner by forming membership of an unlawful assembly with the co-accused, is alleged to have made an attempt to kill the members of the complainant party by firing shots with firearm upon them. No injury had been received by any person in the incident. The petitioner is in custody since 21.06.2025. The trial will obviously take time to conclude. No useful purpose is going to be served by keeping the petitioner in custody any more. As such, this Court is of the opinion that a case for grant of bail to the petitioner is made out. Accordingly, the petition is allowed and the petitioner is ordered to be admitted to bail subject to his furnishing personal bonds as well as surety bonds by two sureties in the like amount each to the satisfaction of learned trial Court/CJM/Duty Magistrate concerned.

7. It is, however, clarified that observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

15.10.2025  
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**(MANISHA BATRA)**  
**JUDGE**

Whether speaking/reasoned  
Whether reportable

Yes/No  
Yes/No