2025:PHHC:100376

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-27475-2025 (O&M)
Date of Decision:05.08.2025

Balraj Singh @ Ghaki …Petitioner

Vs.

State of Punjab …Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. C.S Jattana, Advocate
for the petitioner.

Mr. Ravneet Singh Joshi, DAG, Punjab.

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N.S.Shekhawat J. (Oral)

CRM-29840-2025

Application is allowed as prayed for, subject to just all exceptions.

Annexures P-7 to P-9 are taken on record.

Main case

1. The petitioner has filed the second petition under Section 483 of B.N.S.S with a prayer to grant regular bail to him in case FIR No. 412 dated 30.12.2023, registered under Sections 458,307,323,427,506,279,34 of IPC,325 of IPC added later on, Police Station Sadar Mansa, District Mansa (Annexure P-1).

2. Learned counsel for the petitioner contends that in the present case the FIR was registered on the basis of the statement made by Binder Kaur wife of Darshan Singh. Even, it has been falsely alleged that the petitioner had caused an injury with a sharp edged weapon on the person of Nirmal Singh,

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injured. However, from the MLR (Annexure P-3) of Nirmal Singh, it is apparent that blunt weapon was used by the accused in the present case. He further contends that the petitioner was arrested in the present case on 26.03.2024 and is in custody since then. He next contends that the injured has already been discharged from the hospital. All the material prosecution witnesses had appeared before the Trial Court and had not supported the case of the prosecution.

3. On the other hand, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner.

4. I have heard the learned counsel for the parties and perused the record carefully.

5. In the present case, the petitioner is stated to be in custody for the last about one year and five months and all the material prosecution witnesses have not supported the case of the prosecution. Thus, no purpose will be served by sending the petitioner behind the bars.

6. Without commenting on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial on his furnishing bail bonds and surety to the satisfaction of the concerned trial Court/ Duty Magistrate/Chief Judicial Magistrate.

(N.S.SHEKHAWAT)
05.08.2025 **JUDGE**
hitesh

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

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