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IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-31184-2025
Date of Decision:-08.10.2025

RAJ KUMAR @ RAJU

.....Petitioner

VERSUS

STATE OF HARYANA

.....Respondent

CORAM:- HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present:- Mr. Abhishek Singh, Advocate
for the Petitioner.

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

JASJIT SINGH BEDI, J.

The prayer in this 4th petition under Section 483 BNSS, 2023 is for the grant of regular bail in case FIR No.292 dated 06.08.2023 registered under Sections 364-A, 120-B of IPC at Police Station Bilaspur, District Yamuna Nagar.

2. The present FIR came to be registered at the instance of Gaurav Gupta and reads as under:-

“To Station House Officer, Police Station Bilaspur, Sir, it is submitted that I Gaurav Gupta s/o Shri Ram Kumar, caste Baniya, R/o 268, Kali Mata Mandir Wali Gali, Bilaspur and my father Ramkumar Ji who runs a grocery shop in front of Guga Madi and goes to Hartaul Road every morning for a walk and comes back after walking for an hour or two. Today on 6/08/2023 at 6:10 AM he had gone for a walk and he was



having his mobile number 90502-98678, who did not return home till about 7:30 AM but from his mobile number 90502-98678, call was received on my mobile number 93501-15746 that I will return by evening after the walk, which we sat quietly. But now at around 10:30 AM, a call received from mobile number 90502-98678, on phone number 93064-79338 of my sister who stated that I have been detained by someone a come on and they are demanding 50 lakh rupees and all the gold and are saying that if this is disclosed to the police then we would kill Now we have to you and have you. presented you a written application of the entire incident. Take appropriate action on my application and my father should be searched and recovered. Sd Applicant Gaurav Gupta.”

3. Pursuant to the registration of the FIR, during the course of the investigation, it was found that Bhim Sain @ Bhima (granted bail vide order dated 21.08.2025 passed in CRM-M-40463-2025), accused Aman Kumar @ Sonu (since granted bail vide order dated 12.05.2025 in CRM-M-13725-2025) along with Rahul, Pawan, Parminder Singh @ Sidhu (since granted bail vide order dated 28.07.2025 in CRM-M-29597-2025), Pankaj (granted bail vide order dated 21.08.2025 passed in CRM-M-40475-2025) and Raj Kumar @ Raju (petitioner) had committed the offences in question.

4. The learned counsel for the petitioner contends that the bail application of the petitioner was dismissed on merits on 12.11.2024 (Annexure P-4) as 12 of the 16 prosecution witnesses stood examined. The petitioner approached the Hon'ble Supreme Court wherein once again, he withdrew his petition and the Trial Court was directed to conclude the trial preferably within a period of six months. Meanwhile, a supplementary



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challan was submitted against Pawan on 17.02.2025 because of which the number of witnesses required to be examined increased to 36 out of which 12 have been examined so far. Four co-accused of the petitioner namely, Bhim Sain @ Bhima, Aman Kumar @ Sonu, Parminder Singh @ Sidhu and Pankaj have been granted the concession of bail. As the petitioner is in custody since 08.08.2023 but 24 prosecution witnesses are still require to be examined, the Trial of the present case is not likely to be concluded anytime soon and therefore, he is entitled to the concession of bail.

5. The learned counsel for the State, on the other hand, contends that the nature of the allegations levelled against the petitioner do not entitle him to the concession as prayed for. He, however, concedes that the petitioner is in custody since 08.08.2023, that only 12 of the 36 prosecution witnesses have been examined so far and that four co-accused namely, Bhim Sain @ Bhima, Aman Kumar @ Sonu, Parminder Singh @ Sidhu and Pankaj have been granted the concession of bail.

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

7. 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 08.08.2023 and only 12 of the 36 prosecution witnesses have been examined so far. Therefore, the further incarceration of the petitioner is not required moreso when four co-accused namely, Bhim Sain @ Bhima, Aman Kumar @ Sonu, Parminder Singh @ Sidhu and Pankaj have been granted the concession of bail.

8. Thus without commenting on the merits of the case, the present



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petition is allowed and the petitioner-Raj Kumar S/o Nanak Chand is ordered to be released on bail subject to his furnishing bail bonds and surety bonds to the satisfaction of learned CJM/Duty Magistrate, concerned.

9. The petitioner (or anyone on his behalf) shall prepare an FDR in the sum of Rs.1,00,000/- and deposit the same with the Trial Court. The same would be liable to be forfeited as per law in case of the absence of the petitioner from trial without sufficient cause.

10. The petition stands disposed of.

**(JASJIT SINGH BEDI)
JUDGE**

08.10.2025

JITESH

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>