



CRM-M No.24052-2025 1

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

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**CRM-M No.24052-2025 (O&M)  
Date of Decision: 14.05.2025**

Happy Kumar

.....Petitioner

Versus

State of Union Territory Chandigarh and another

.....Respondents

**CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU**

**Present:** Mr. Gursharan Singh, Advocate for  
Mr. J.S.Sran, Advocate for the petitioner.

Ms. Sharmila Sharma, APP, UT, Chandigarh.

Mr. Neeraj Sansaniwal, Advocate for the complainant.

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**MAHABIR SINGH SINDHU, J.**

Present petition has been filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') for grant of bail pending trial to the petitioner in FIR No.76 dated 12.04.2025, registered under Sections 191(2), 191(3), 126(2), 109, 351(2), 351(3) read with Section 190 of Bharatiya Nyaya Sanhita, 2023 (for short 'BNS') and Sections 25 and 27 of Arms Act, 1959, at Police Station Sector 31, Chandigarh.

2. Learned APP for UT Chandigarh has produced custody certificate dated 14.05.2025 and the same is taken on record.

Registry to tag the same at appropriate place.

3. Allegations are that petitioner along with other co-accused formed an unlawful assembly and in prosecution of the common object of said assembly, caused injuries to *de facto* complainant-Dinesh Kumar with their respective weapon with intention to kill him.

4. Contends that is in custody since 12.04.2025; final report under



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Section 193 of BNSS is yet to be presented. Also contends that now present matter has been amicably settled between the parties i.e petitioner as well as complainant (P-3) and quashing petition bearing CRM-M-23453-2025 has already been filed in this Court. Lastly contended that conclusion of trial will take sufficient long time; thus, further incarceration of the petitioner would not serve any purpose.

5.            *Per contra*, learned APP for UT Chandigarh vehemently opposed the prayer while submitting that allegations against the petitioner are serious in nature; hence, he does not deserve the concession of bail pending trial.

6.            Learned counsel for the complainant acknowledges that matter has been amicably settled between the parties.

7.            Heard and perused the paper-book.

8.            Concededly, petitioner is in custody since 12.04.2025; final report under Section 193 of BNSS is yet to be presented. Also transpires that now matter has been amicably settled between the parties i.e petitioner as well as complainant dated 15.04.2025 (P-3) and quashing petition bearing CRM-M-23453-2025 has already been filed in this Court; thus, further incarceration of the petitioner would not serve any purpose.

9.            Consequently, present petition is allowed; petitioner shall be admitted to bail on furnishing bail/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

10.          Petitioner shall appear on each & every date of hearing and to fully co-operate with the learned trial Court without seeking any unnecessary adjournment(s).

11.          The above observations be not construed as an expression of opinion on the merits of the case.



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12.            It is clarified that in case there is recurrence or any misuse of concession of bail on the part of the petitioner, State would be at liberty to move an appropriate application for recalling of this order.

Pending application(s), if any, shall also stand disposed off.

**14.05.2025**

Rajeev (rvs)

**(MAHABIR SINGH SINDHU)  
JUDGE**

Whether speaking/reasoned                      Yes/No

Whether reportable                                      Yes/No