



237

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

CRM-M-25280-2025

Date of Decision:15.05.2025

PARVEEN KUMAR ALIAS KALLU

...PETITIONER

VS.

STATE OF HARYANA

...RESPONDENT

Coram : Hon'ble Mr. Justice N.S.ShekhawatPresent : Mr. Bhupender Singh, Advocate
for the petitioner.

Mr. Rajiv Sidhu, DAG, Haryana.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the present petition under Section 483 of BNSS, 2023 with a prayer to grant regular bail to him in case FIR No.970 dated 19.12.2024, registered under Sections 109(1), 126, 190, 191(3), 324(4) of BNS, 2023 & Section 25 of Arms Act, 1959 (Section 61 & 126 (2) of BNS, added later on), Police Station Karnal City, District Karnal.

2. The FIR in the present case was registered on the basis of the statement made by Dharuv and the same has been reproduced below:-

“To the, Incharge, Police Post Sadar Bazar Karnal. Sir, it is requested that I Dharuv son of Hargobind, am resident of H. No. 3536 Ram Nagar Karnal. I was going to drop Rahul and Ravi to their respective houses, the driver of car bearing registration No. DL10-2951 make OEE Jazz stopped in front of our car and three boys came out from the said car who were armed with Gandasi,



out of them, Parveen @ Kallu has given blow on our car. He was with his associates namely Shubham, Nanu, Rajat @ Dutta and Sagar. There was another car and Activa behind our car. The registration number of said car was H05-Banjar Kadim-9742 and 5-6 persons were present in said car. I and my friend Rahul came out from the car and ran from there, then the said persons had chased us and they made two fires with pistol on me and chased me up to long distance and have tried to hit the car up to 100 to 150mtrs. I saved myself by hiding me in the house of some unknown person. You are requested that legal action be taken against the above said persons. Sd/ Dharuv 8930303044.”

3. Learned counsel for the petitioner contends that the petitioner has been falsely involved in the present case and no injury was caused to anyone. In fact the present FIR is a counter blast to the FIR (Annexure P-2), which was got registered by Sagar, friend of the petitioner, against the complainant in the present case. In the earlier incident, the complainant and his associates had caused serious injuries to the petitioner and his associates and has relied upon the photographs Annexure P-3 in this regard. He further contends that the petitioner is in custody since 19.12.2024 and challan has already been presented against him.

4. On the other hand, learned State counsel has vehemently opposed the prayer made by learned counsel for the petitioner on the ground that the petitioner is a hardened criminal and 05 more FIRs have been ordered to be registered against him, however, he is on bail in most of the cases and does not deserve the concession of bail.

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



6. In the present case, the petitioner was arrested on 19.12.2024 and is in custody for the last about 05 months. After completion of investigation, challan has been presented against him. However, no witness has been examined so far. Thus, the further custody of the petitioner will not serve any useful purpose.

7. 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 subject to the following conditions:-

(i) The petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case, so as to dissuade him to disclose such facts to the Court or to any other authority.

(ii) The petitioner shall remain present before the Court on the dates fixed for hearing of the case.

(iii) The petitioner shall not absent himself from the Court proceedings except on the prior permission of the Court concerned.

(iv) The petitioner shall surrender his passport, if any, (if already not surrendered), and in case he is not holder of the same, he shall swear an affidavit to that effect.

(v) The petitioner shall also file his affidavit before the concerned Court, mentioning his ordinary place of residence and number of mobile phone, which shall be used by him during the pendency of the trial. In case of change of place of residence/mobile number, he shall share the details with the concerned Court/learned Trial Court.

(vi) In case, the petitioner is involved in any other criminal activity, during the pendency of the trial, it shall be viewed seriously.



(vii) The concerned Court may insist on two heavy local sureties and may also impose any other condition, in accordance with law, while accepting the bails bonds and surety bonds of the petitioner.

(viii) The petitioner shall report every 1st Monday in English calander month before the concerned SHO till the conclusion of the trial and SHO shall mark his presence by making an entry in the Rojnamcha. In case, he does not report on every 1st Monday before the concerned SHO, it shall be viewed seriously and the concession granted to him shall be liable to be cancelled and the State of Punjab shall be at liberty to move an appropriate application in this regard.

8. In case, the petitioner violates any of the conditions mentioned above, it shall be viewed seriously and the concession of bail granted to him shall be liable to be cancelled and the prosecution shall be at liberty to move an application in this regard.

15.05.2025
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(N.S. SHEKHAWAT)
JUDGE

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