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

CRM-M-29957-2025

Date of Decision:15.07.2025

AMARJIT @ AMARJIT MASIH

...PETITIONER

VS.

STATE OF PUNJAB

...RESPONDENT

Coram : Hon'ble Mr. Justice N.S.Shekhawat**Present :** Mr. Vipin Mahajan, Advocate
for the petitioner.

Mr. I.P.S. Sabharwal, DAG, Punjab.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the present petition under Section 483 BNSS with a prayer to grant regular bail to him in case FIR No.39 dated 16.07.2024, registered under Sections 109, 115(2), 117(2), 105, 3(5), 190, 191(3) of BNS, 2023 (Challan filed under Section 105, 117(2), 115(2) & 3(5) of BNS 2023 & Section 109, 103 BNS deleted), Police Station Purana Shalla, District Gurdaspur.

2. Mr. Sachmeet Singh Randhawa, Advocate has put in appearance on behalf of the complainant by filing his power of attorney, which is taken on record.



3. Learned counsel for the petitioner contends that as per the case of the prosecution, the petitioner was allegedly carrying a brickbat and had caused injuries with bricks on the complainant and his son. As per the prosecution, the petitioner caused injury on the right elbow of the complainant, which has been declared to be simple in nature. Apart from that it has been alleged that the petitioner threw a brickbat on the head of the injured and he suffered an injury on the head as well. However, no injury to the deceased has been attributed to the petitioner. The petitioner was arrested in the present case on 08.05.2025 and is in custody since then. As per learned counsel, the challan has been presented in the present case. By referring to order Annexure P-5, he submits that Parvej Masih, main accused has been granted the concession of bail by this Court on 22.04.2025 in CRM-M-59942-2024.

4. On the other hand, learned State counsel assisted by learned counsel for the complainant have vehemently opposed the submissions made by learned counsel for the petitioner on the ground that serious allegations have been levelled against the present petitioner and he does not deserve the concession of bail by this Court. However, he submits that the petitioner is not involved in any other criminal case. He has also filed status report by way of an affidavit of the Deputy Superintendent of Police, Sub Division Dina Nagar, District Gurdaspur on behalf of the respondent-State and the same is taken on record.

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

6. In the present case, the petitioner had allegedly caused injury on the right elbow and head to the injured namely Nathaniel Masih. The main



accused Parvej Masih has already been granted the concession of bail by this Court vide order dated 22.04.2025 (Annexure P-5). Even no injury has been caused to the deceased by the petitioner. 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 and the petitioner is ordered to be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate, concerned.

15.07.2025
vipin

(N.S. SHEKHAWAT)
JUDGE

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