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

**CRM-M-13866-2025
Date of Decision:19.03.2025**

JAGPAL

...PETITIONER

VS.

STATE OF HARYANA

...RESPONDENT

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

Present : Mr. Deepender 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, with a prayer to grant regular bail to him in case FIR No.075 dated 04.06.2021, registered under Sections 147, 148, 149, 188, 269, 270, 302, 120-B IPC & Sections 25/54/59 of Arms Act, Police Station Bahin, District Palwal.

2. Learned counsel appearing on behalf of the petitioner submits that the petitioner was neither named in the FIR nor there was any averment, which connected him in the commission of crime in any manner. As per the case set up by the prosecution, the co-accused namely Vicky @ Vikas, Amit @ Salli, Rahul & Bhupender @ Bageri had fired shots on the deceased. Even no overt



act has been attributed to the petitioner. By referring to the post-mortem report (Annexure P-2), learned counsel submits that the deceased had suffered two fire arm injuries, which are attributed to the above four accused. He further submits that similarly placed co-accused Aakash @ Bakachi, Hoshiyar and Sushank @ Kittu (who were named in the FIR), have been granted the concession of bail by this Court vide order Annexure P-5 and another similarly placed co-accused Shyam has been granted the concession of bail by this Court vide order Annexure P-6. The petitioner was arrested in the present case on 18.04.2024 and is in custody since then.

3. On the other hand, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner on the ground that petitioner is involved in a serious crime and four more cases were registered against him, however, he has been admitted in two cases.

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

5. In the present case, the petitioner was not initially named in the FIR and has been named by Amit @ Salli, co-accused in his disclosure statement, during the course of investigation and the veracity and genuineness of the said statement is yet to be adjudicated by the trial Court. The petitioner was arrested in the present case on 18.04.2024 and is in custody since then. Even similarly placed co-accused namely Aakash @ Bakachi, Hoshiyar, Sushank @ Kittu and Shyam have already been admitted on bail by this Court vide Annexures P-5 and P-6 respectively.

6. 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.

19.03.2025

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

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