



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

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**CRM-M No.53998 of 2025 (O & M)  
Date of decision : 15.10.2025**

**Abhishek Sondhi****.....Petitioner****Versus****State of Haryana****.....Respondent****CORAM: HON'BLE MR. JUSTICE SUMEET GOEL**

Present: Mr. Namit Khurana, Advocate, for the petitioner  
Mr. Vishal Singh, AAG, Haryana  
Mr. Dinesh Sharma, Advocate, for the complainant  
(through VC)

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**SUMEET GOEL, J. (ORAL)**

1. Present petition has been filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') for grant of regular bail to the petitioner in case FIR No.377 dated 22.4.2024, under Sections 148, 302, 323, 324, 506 read with Section 149 of IPC, registered at Police Station City, Yamuna Nagar.
2. The case set up in the FIR in question (as set out in the present petition by the petitioner) is as follows:-

*'Statement of Akash son of Shri Aman Kumar, resident of 1001, Balaji Nagar, Dera Bassi, Police Station Derabassi, District Mohali Punjab age 24 years Mobile No.9781842073. It is stated that I am resident of the above mentioned name and address and I work as a Recovery Agent in AK Associates Company, Zirakpur and my maternal uncle's son Abhishek @ Rishu son of Manoj Kumar, resident of Hanuman Colony Chitta Mandir Yamuna Nagar, District Yamuna Nagar age 24 years also works as a*



*recovery agent with me and lives in a rented room in Zirakpur with his family. Abhishek @ Rishu had a love marriage with Nisha daughter of Jagir Singh, resident of Gadhauli Colony, Yamuna Nagar, about a year ago, due to which the people of Abhishek @ Rishu's in-laws' side had a grudge against each other. On 21.04.2024, Abhishek @ Rishu's maternal uncle's daughter Sonia got married, to attend which I and Abhishek alias Rishu had also come with our families. After the girl's farewell, I, Abhishek @ Rishu and Shashikant S/O Om Shankar Tiwari, resident of Hanuman Colony, Yamuna Nagar, age 24 years, all three were sitting in Abhishek @ Rishu's car number HP81-1919, brand Tata Tiago, in the street outside the house, when at about 10.15 PM, five boys came on two motorcycles with sharp weapons in their hands and attacked all three of us with the intention of killing us. First of all Channa Singh @ Chinu Gujjar and Sachin @ Anupam Gujjar sons of Jagir Singh, residents of Gadhauli Colony, Yamuna Nagar attacked Abhishek @ Rishu, who was sitting on the driver's seat, with knives and swords. First of all Channa Singh @ Chinu Gujjar and Sachin @ Anupam Gujjar sons of Jagir Singh, residents of Gadhauli Colony, Yamuna Nagar attacked Abhishek @ Rishu, who was sitting on the driver's seat, with knives and swords. At the same time, Aryan Sharma, Rahul alias Tinku sons of Jaswinder Sharma, residents of Gadhauli Colony, Yamuna Nagar, attacked me with knives and swords. Their fifth companion Abhishek, a resident near Khalsa College, Yamuna Nagar, attacked Shashikant, who was sitting on the back seat, with a knife and sword and after that, all five attackers attacked us with bricks and stones as well. When we shouted "Mar Diya - Mar Diya", hearing our shout people gathered at the spot and all the attackers fled from the spot with their weapons and they were also threatening to kill us. Our family members admitted us for treatment at Civil Hospital Yamuna Nagar where the doctor referred us due to severe injuries. Thereafter our family members brought us to Gaba Hospital Yamuna Nagar for treatment. During treatment Abhishek @ Rishu above mentioned died due to injuries sustained in the fight. I and Shashikant are admitted for treatment at Gaba Hospital Yamuna Nagar. The attackers Channa Singh @ Chinu Gujjar, Sachin @ Anupam Gujjar, Aryan Sharma, Rahul alias Tinku and Abhishek aforesaid attacked me, Shashikant and Abhishek @ Rishu with knives and guns. Abhishek alias Rishu aforesaid died due to the injuries sustained in this fight. Channa Singh @ Chinu Gujjar's motorcycle number is HR02-*



*AZ-2221 brand Splendor. You are requested to take legal action against Channa Singh @ Chinu Gujjar, Sachin @ Anupam Gujjar, Aryan Sharma, Rahul alias Tinku and Abhishek. I have got my statement recorded in Gaba Hospital, Yamuna Nagar, which has been heard and is correct.'*

3. Learned counsel for the petitioner has argued that the petitioner is in custody since 25.4.2024. Learned counsel has further argued that, assuming *arguendo*, the prosecution version is taken to be correct, no specific injury is attributed to the petitioner *qua* the deceased and he is alleged to have given injury to one PW/injured Shashi Kant, who has turned hostile. Learned counsel has further argued that the petitioner has no antecedents. Learned counsel has further submitted that the petitioner is a young man aged 20 years. Learned counsel has further iterated that the prime prosecution witnesses namely Aakash (complainant) and PW Shashi Kant (injured) (whose injury is attributed to the petitioner) have turned hostile. Thus, regular bail is prayed for.

4. Learned State counsel has opposed the present petition by arguing that the allegations raised are serious in nature and thus the petitioner does not deserve the concession of the regular bail. Learned State counsel seeks to place on record custody certificate dated 14.10.2025 in Court, which is taken on record.

5. I have heard counsel for the parties and have gone through the available records of the case.

6. The petitioner was arrested on 25.4.2024 wherein after investigation was carried out and challan stands presented on 5.7.2024. Total 17 prosecution witnesses have been cited but only 6 have been



examined till date. It is not in dispute that all the private prosecution witnesses have been examined. The rival contentions raised by learned counsel give rise to debatable issues which shall be ratiocinated upon during the course of trial. This Court does not deem it appropriate to delve deep into these rival contentions, at this stage, lest it may prejudice the trial. Nothing tangible has been brought forward to indicate the likelihood of the petitioner absconding from the process of justice or interfering with the prosecution evidence.

6.1 As per custody certificate dated 14.10.2025 filed by learned State counsel, the petitioner has already suffered incarceration for a period of 01 year, 5 months and 20 days & is not shown to be involved in any other case/FIR.

Suffice to say, further detention of the petitioner as an undertrial is not warranted in the facts and circumstances of the case.

7. In view of above, the present petition is allowed. Petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the Ld. concerned CJM/Duty Magistrate. However, in addition to conditions that may be imposed by the concerned CJM/Duty Magistrate, the petitioner shall remain bound by the following conditions:-

- (i) The petitioner shall not mis-use the liberty granted.
- (ii) The petitioner shall not tamper with any evidence, oral or documentary, during the trial.
- (iii) The petitioner shall not absent himself on any date before the trial.
- (iv) The petitioner shall not commit any offence while on bail.
- (v) The petitioner shall deposit his passport, if any, with the trial Court.



- (vi) The petitioner shall give his cell-phone number to the Investigating Officer/SHO of concerned Police Station and shall not change his cell-phone number without prior permission of the trial Court/Illaqa Magistrate.
- (vii) The petitioner shall not in any manner try to delay the trial.

8. In case of breach of any of the aforesaid conditions and those which may be imposed by concerned CJM/Duty Magistrate as directed hereinabove or upon showing any other sufficient cause, the State/complainant shall be at liberty to move cancellation of bail of the petitioner.

9. Ordered accordingly.

10. Nothing said hereinabove shall be construed as an expression of opinion on the merits of the case.

11. Pending miscellaneous application(s), if any, stand disposed of accordingly.

**(SUMEET GOEL)**  
**JUDGE**

**15.10.2025**

*Ashwani*

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