



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

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**CRM-M-25015-2025
Date of decision: 16.07.2025**

Shera Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Ruhani Chadha, Advocate
for the petitioner.

Mr. Amit Rana, Sr. DAG, Punjab.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of bail under Section 483 of the BNSS, 2023 in case FIR No.03 dated 15.01.2025 under Sections 308(5), 351(2), 61 of the BNS, 2023 and Section 25 of the Arms Act, 1959 (Section 111(3) of BNS, 2023 added lateron) registered at Police Station Jandher, District Amritsar.

2. Learned counsel for the petitioner submits that the petitioner has been in custody since 19.01.2025 in an apparent case of false implication. As per the case of the prosecution, a secret information was received qua the involvement of all the accused, including the petitioner of threatening innocent persons and demanding ransom from them. Learned counsel has asserted that the petitioner was not even apprehended along with co-accused Manikaran Singh, Vijay @ Chitti and Gurnurdeep Singh. It has been further submitted that after the petitioner was arrested, no recovery, much less of any ransom



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money or even firearm was recovered from the petitioner; rather from co-accused Manikaran Singh and Vijay @ Chitti arms and ammunition was recovered and yet after the challan was presented, both these accused had been extended the concession of bail. Learned counsel has, therefore, submitted that the petitioner, who is better placed than the three co-accused, deserved the concession of bail as the possibility of the trial concluding in the near future does not arise moreso when none of the 11 prosecution witnesses have been examined so far.

3. *Per contra*, learned State counsel while opposing the prayer and submissions made by learned counsel for the petitioner, on instructions, has neither disputed the custody period of the petitioner nor has he disputed that the challan stands presented qua the petitioner; no recovery of firearm or ransom money was ever made from the petitioner.

4. Learned State counsel, on being pointedly asked, has conceded on instruction that the recovery of firearms and ammunition along with a motorcycle was indeed made from co-accused Manikaran Singh, who has since been extended the concession of bail by the learned Trial Court vide order dated 02.06.2025.

5. Learned State counsel has, however, reiterated the allegation levelled in the FIR, annexed as Annexure P-1, and also submitted that the petitioner is involved in one other criminal case under Section 310 of BNS, 2023 and Arms Act, 1959.

6. Learned counsel for the petitioner asserted that the three co-accused who have since been extended the concession of bail by the



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learned Trial Court, were also involved in one criminal case each yet they had been enlarged on bail. The said submission has not been disputed by the learned State counsel, on instructions.

7. I have heard learned counsel for the parties and perused the material placed on record.

8. The petitioner has been in custody since 19.01.2025. Except for offence under Section 111 BNS, 2023, all offences are bailable. Challan stands presented against the petitioner. Since charges are likely to be framed on 22.07.2025 coupled with the fact that as many as 11 witnesses have been cited by the prosecution, this Court deems it fit to extend the concession of bail to the petitioner as the possibility of the trial concluding in the near future looks remote.

9. Accordingly, the instant petition is allowed. The petitioner be admitted to bail on his furnishing bail/surety bonds to the satisfaction of the Trial Court/Duty Magistrate concerned. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

10. Needless to add, in case the petitioner misuses the concession of bail granted to him, the State would be at liberty to seek cancellation of the same.

16.07.2025

Vinay

**(MANJARI NEHRU KAUL)
JUDGE**

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