



**In The High Court for the States of Punjab and Haryana
At Chandigarh**

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CRM-M-41471-2025 (O&M)

Date of Decision:- 24.09.2025

Bawa Singh

... Petitioner

Versus

State of Punjab

... Respondent

**CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL
HON'BLE MR. JUSTICE DEEPINDER SINGH NALWA**

Present:- Ms. Ramandeep Kaur Brar, Advocate, for
Mr. Varinder Basa, Advocate for the petitioner.

Mr. Adeshwar Singh Pannu, AAG, Punjab.

FIR NO.	DATE	POLICE STATION	OFFENCES
18	08.10.2023	State Special Operations Cell, S.A.S. Nagar, District Intelligence Wing (CID)	115, 153, 153-A and 120-B IPC; Sections 25 and 25(7) of Arms Act, 1959 (Sections 17, 18 and 20 of the Unlawful Activities (Prevention) Act, 1967, were added later on but now deleted)

GURVINDER SINGH GILL, J. (Oral)

1. The instant petition has been filed on behalf of the petitioner seeking grant of regular bail in respect of aforementioned FIR.
2. The FIR in question was registered on the basis of secret information received by the police to the effect that Bikramjit Singh @ Raja and Bawa Singh were associated with Harpreet Singh @ Happy, who is residing in U.S.A. and that said Harpreet Singh had engaged these persons to kill retired police officials.
3. Learned counsel for the petitioner submits that apart from the alleged secret information, there is no evidence to substantiate the allegations



levelled against the petitioner to the effect that the petitioner was in association with one Harpreet Singh @ Happy, resident of U.S.A., so as to eliminate police officials. It has been submitted that, in any case, since the offence under Sections 17, 18 and 20 of the Unlawful Activities (Prevention) Act, 1967 (for short 'UAPA') already stands deleted, the petitioner at best could be proceeded against for offences under the Arms Act as the police alleges recovery of four live cartridges of .32 bore from the petitioner.

4. It has been submitted that the petitioner as of now has been behind bars since the last about 1 year, 11 months and 11 days and otherwise is not involved in any other case. It has further been submitted that since identically situated co-accused namely Bikramjit Singh @ Raja has already been granted bail by a Coordinate Bench of this Court vide order dated 12.11.2024 passed in CRM-M-25030-2024 (Annexure P-3), the petitioner also deserves the same concession on account of parity.
5. The learned State counsel has filed reply by way of affidavit of Gurcharan Singh, PPS, DSP State Special Operations Cell SAS Nagar, wherein it has been deposed that offence under Sections 17, 18 and 20 of the UAPA already stands deleted. Learned State counsel has not disputed the factum of petitioner's custody being 1 year, 11 months and 11 days.
6. This Court has considered the rival submissions.



7. Consequent upon deletion of the offences under UAPA Act, the offences which could survive against the petitioner would be offence under the Arms Act and other related offences. The learned State counsel has not disputed the custody of the petitioner being 1 year, 11 months and 11 days and also the fact that he is not involved in any other case. Co-accused namely Bikramjit Singh @ Raja has already been granted bail by a Coordinate Bench of this Court vide order dated 12.11.2024 passed in CRM-M-25030-2024 (Annexure P-3). Another co-accused namely Gurikbal @ Guriqbal has also been granted bail by the Co-ordinate Bench of this Court vide order dated 04.09.2024 passed in CRM-M-33418-2024. Under these circumstances, the petitioner also deserves the same concession on grounds of parity.
8. The instant petition, as such, is accepted and the petitioner is ordered to be released on regular bail on his furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

(GURVINDER SINGH GILL)
JUDGE

24.09.2025

d.gulati

(DEEPINDER SINGH NALWA)
JUDGE

Whether speaking /reasoned
Whether Reportable

Yes / No
Yes / No