



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

CRM-M No.29214 of 2025 (O&M)

Date of decision: 29.05.2025

Harjinder Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Nakul Sharma, Advocate for the petitioner.

Mr. Kunwarbir Singh, AAG, Punjab for the respondent.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (*for short 'BNSS'*) for grant of bail pending trial to the petitioner in FIR No.162 dated 25.09.2022, under Sections 295-A, 120-B, 506, 323 read with Section 34 of the Indian Penal Code, 1860 (*for short 'IPC'*), registered at Police Station Mallanwala, District Ferozepur.



- (2) Custody Certificate dated 28.05.2025 of the petitioner has been produced and which is taken on record. Copy thereof supplied to the opposite side. Registry to tag the same at appropriate place.
- (3) Allegations are that petitioner along with co-accused, in furtherance of their common intention, manhandled the *de facto* complainant-Gaganpreet Singh; maliciously insulted his religious beliefs; forcibly removed his turban and pulled his hair/beard and also criminally intimidated him.
- (4) Contends that petitioner is in custody since 18.01.2025; after investigation, final report under Section 193 of BNSS was presented on 13.03.2025; but charges are yet to be considered. Lastly contends that there is no apprehension that petitioner is likely to pressurize the prosecution witnesses and/or hamper the trial, in any manner.
- (5) The above factual position is not disputed by learned State Counsel, on instructions from quarter concerned; but he opposed the prayer on the ground that allegations are very serious in nature.
- (6) Heard learned Counsel for the parties and perused the paper-book.
- (7) Concededly, petitioner is in custody since 18.01.2025; final report under Section 193 of BNSS has already been presented on 13.03.2025 and charges are yet to be considered, therefore, conclusion of trial may take sufficient long time. Moreover, State has not raised any objection that in case



petitioner is released on bail, he shall influence the witnesses and/or hamper the course of trial, in any manner; thus, his further incarceration would not serve any purpose.

(8) Consequently, present petition is allowed. Petitioner be admitted to bail pending trial on his furnishing bail bonds and surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

(9) Petitioner shall fully co-operate with learned trial Court without seeking any unnecessary adjournments.

(10) The above observations be not construed as an expression of opinion on the merits of case.

(11) It is clarified that in case there is any misuse of concession of bail on the part of the petitioner, State would be at liberty to move an appropriate application for recalling of this order.

Pending application(s), if any, shall also stand disposed off.

29th May, 2025
Gagan

(MAHABIR SINGH SINDHU)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>