

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

2026:PHHC:090417



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CRM-M-22065-2026 (O&M)
Date of decision: 06.07.2026
Date of uploading: 06.07.2026

Gaurav @ Golu

....**Petitioner**

V/s

State of Haryana

....**Respondent**

CORAM: HON'BLE MR. JUSTICE SUMEET GOEL

Present: Mr. Harmeet Singh Oberoi &
Ms. Pallavi Babbar, Advocate for the petitioner.

Ms. Mahima Yashpal Singla, Senior DAG, Haryana.

SUMEET GOEL, J. (ORAL)

1. Present petition has been filed under Section 483 of BNSS for grant of regular bail to the petitioner in case bearing FIR No.490 date 27.12.2025 under Sections 115(2), 117(2), 190, 191(2), 351(2) of BNS 2023 (Section 110 of BNS 2023 added later on), registered at police station-Rajendra Park, Gurugram, District-Gurugram.

2. The case set up in the FIR in question (as set out by the petitioner in the present petition) is as follows:-

*“To Sir, SHO Sahib, Police Station Rajendra Park, Gurugram
Sir, I request that I Deepak S/O Pankaj, resident of House
No.290, Street No. 17, Surat Nagar Phase, Gurugram, I work in
CROMA COMPANY SEC, Gurugram, and on 24.12.2025, my
friend Lavis Tyagi S/O Mukesh Tyagi, resident of House No.*

1456/29, Surat Nagar Phase, Gurugram, had a quarrel with Adi alias Chai, resident of Rajendra Park, on some issue, about which Lavis Tyagi told me that Adi alias Chai is threatening to kill me, on 25.12.25 at around 9.00 PM, I and my friend Lavis Tyagi, Nikhil S/O Kartar Singh, Shubham, Yash and Vineet alias Chunnu, Surat Nagar Phase. I was warming our hands by lighting a fire in the empty ground behind Gurugram petrol pump, at that time my friend Lavis Tyagi got a call from Adi alias Chai asking where are you, Lavis Tyagi told Adi that I am sitting with my friends in Surat Nagar ground behind the petrol pump, Lavis Tyagi made Adi talk to me on the mobile, I told Adi alias Chai that why are you threatening and abusing my friend Lavis Tyagi, if there is any problem then sit and talk to Lavis Tyagi lovingly, Adi also abused me, I said don't abuse, Adi said that I will teach a lesson to Lavis Tyagi and those who support him, I disconnected the phone, we sat and talked for a long time, my friend Lavis Tyagi went to his house to buy some food items, after some time at around 10.30 PM, I and Nikhil, Subham, Yash and Vineet alias Chunnu were talking among themselves. While we were doing this, suddenly in two vehicles Aadi alias Chai resident of Rajendra Park, Lukka resident of Mahalaxmi Garden, Rahul Ganja alias Attack resident of Panchawali, Bharat resident of Panchawali Aadi's brother-in-law Golu and Rahul Dahiya of Nahari and other 8-9 boys came with sticks and started beating me with sticks and said tell me where is Lavis Tyagi, they hit me badly, Nikhil and Shubham tried to save me, then they hit Nikhil, Shubham and Yash too, when we shouted for help, then people from the neighborhood started gathering, then they all threatened to kill us and fled in a Thar vehicle and Maruti FRONX, Nikhil and I were seriously injured, Keshav and Aman took both of us in a private vehicle for treatment and admitted us to Chirag Hospital Rajendra Park, where Nikhil and I are undergoing treatment. I have got 46 to 47 stitches on my head and I have also suffered severe injuries on my hands and legs. Strictest legal action should be taken against all the above-mentioned boys.”

3. Learned counsel for the petitioner has argued that the petitioner is in custody since on 15.01.2026. Learned counsel appearing for the petitioner has further argued that the petitioner has been falsely implicated into the FIR in question. Learned counsel has further submitted that, in any case, challan upon culmination of investigation has been presented and the injured already stands discharged from the hospital, after requisite medical treatment. He has further argued that the petitioner is a young man aged 19 years being not involved in any other case and, thus, there are chances of his reformation. Thus, regular bail is prayed for.

4. State has filed reply dated 25.06.2026 earlier on 02.07.2026. Raising submissions in tandem with the said reply, learned State counsel has vehemently opposed the present petition by arguing that the allegations raised are serious in nature and, hence, the petitioner does not deserve the concession of regular bail. She seeks to place on record custody certificate dated 01.07.2026, which is taken on record.

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

6. It is not in dispute that the petitioner came to be arrested on 15.01.2026. whereinafter investigation was carried out and challan was presented on 25.02.2026. Total 18 prosecution witnesses have been cited and out of which only one has been partly examined till date. It is indubitable that the conclusion of trial will take long. Further, it is also not in dispute that the injured stands discharged from the hospital, after requisite medical treatment. The rival contentions raised at Bar 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.

Further as per custody certificate filed today, the petitioner has suffered incarceration for a period of 5 months and 17 days and is not shown to be involved in any other case/FIR.

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

7. In view of above, the petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the learned 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/Illaq 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. Since the main case has been decided, pending miscellaneous application, if any, shall also stands disposed off.

(SUMEET GOEL)
JUDGE

July 06, 2026
Naveen

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