



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

CRM-M-56724-2024

Date of decision: 20.11.2024

Rohtash @ Tashu

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. C.L. Verma, Advocate for the petitioner.

Mr. P.K. Aggarwal, DAG, Haryana.

KARAMJIT SINGH, J. (ORAL)

1. The present petition has been filed under Section 483 of BNSS, 2023 seeking grant of regular bail to the petitioner in case having FIR No. 203 dated 18.05.2024, registered under Sections 307, 387, 34 IPC and Section 25/27/29 of Arms Act, registered at Police Station, Kaithal City, District Kaithal.

2. The allegations in nutshell are that the incident in question was planned in pursuance of an extortion call made to the complainant at the behest of co-accused Gurmeet @ Badal, who is residing in England and demanded ransom worth Rs.30 lacs. In pursuance of the aforesaid ransom call, on 18.05.2024 at about 04:30 PM, petitioner along with his two accomplices reached the shop of complainant and persons sitting on the pillion seat of motor cycle fired shots while the motor cycle was driven by the present petitioner and thereafter, they fled away from there on the same



motor cycle. Fortunately, no one suffered injuries at the time of aforesaid incident. Subsequently, the petitioner was arrested and is in custody since 22.05.2024.

3. The counsel appearing on behalf of the petitioner inter alia submits that petitioner is falsely implicated in the present case and is in custody for the last about 6 months and this is a no injury case and otherwise also petitioner did not fire any shot at the time of alleged occurrence. That the trial is at its initial stage and it will take time for the trial to conclude and that the petitioner is having no criminal history. So, prayer is made that the petitioner be released on regular bail pending trial.

4. The present petition is resisted by the State counsel, who submits that two other persons who were accompanying the petitioner on a motor cycle, fired shots aiming towards the complainant who was present in his shop. It is further submitted that prior to aforesaid incident a ransom call was made to the complainant by co-accused Gurmeet @ Badal who is residing in England. However, the State counsel has not disputed the fact that at the time of occurrence, no one sustained injuries and further, the petitioner who is in custody since 22.05.2024 is having no criminal history and that the trial is at its initial stage.

5. I have considered the submissions made by counsel for the parties.

6. Admittedly, this is a no injury case. Even no fire arm shot is attributed to the present petitioner who at the time of occurrence was driving a motor cycle, while the persons sitting on the pillion seat fired shots. The petitioner is in custody for the last about 6 months and is having

no criminal history and trial is still to commence. In the given circumstances, no purpose is going to be served by keeping the petitioner in custody for any longer period.

7. In view of the above, without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on regular bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

20.11.2024
Yogesh

(KARAMJIT SINGH)
JUDGE

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