



248

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

CRM-M-893-2025

Date of Decision:16.01.2025

SAWAR SINGH @ SAWAR**...PETITIONER****VS.****STATE OF PUNJAB****...RESPONDENT****Coram : Hon'ble Mr. Justice N.S.Shekhawat****Present :** Mr. B. D. Sharma, Advocate
for the petitioner.

Mr. M.S. Bajwa, DAG, Punjab.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the present petition under Section 483 of BNSS, 2023 with a prayer to grant regular bail to him in case FIR No.157 dated 11.08.2024, registered under Sections 109/351(3)/191(3)/190 of BNS, 2023 and Sections 25/27/54/54-A/59 of Arms Act, 1959 (Section 54-A added later on), Police Station Ajnala, District Amritsar Rural.

2. Learned counsel for the petitioner contends that it has been falsely alleged by the prosecution that the petitioner and other co-accused had fired shots on the complainant side, while they were holding pistols and rifles. He further contends that as per the case of the prosecution, no specific injury has



been attributed to the petitioner and no weapon was recovered from the petitioner. He further contends that the petitioner was arrested in the present case on 24.09.2024 and is in custody for the last four months. He further refers to the order Annexure P-3, whereby similarly placed co-accused Nishan Singh has been granted the concession of bail by this Court.

3. On the other hand, learned State counsel has vehemently opposed the prayer made by the learned counsel for the petitioner on the ground that there are serious allegations against the petitioner and the petitioner is not entitled for the concession of regular bail.

4. I have heard the learned counsel for the parties and perused the record carefully.

5. The petitioner is in custody in the present case for the last more than 3 months and 19 days. The investigation has been completed against the petitioner and challan has been filed before the competent Court of law. Moreover, similarly placed co-accused Nishan Singh has been admitted to bail by this Court vide order Annexure P-3.

6. Without commenting on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial on his furnishing bail bonds and surety to the satisfaction of the concerned trial Court/ Duty Magistrate/Chief Judicial Magistrate.

16.01.2025
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(N.S. SHEKHAWAT)
JUDGE

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