



IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH  
(215)

CRM-M-2155-2025 (O &amp; M)

Date of decision: 22.07.2025

Surat Singh and ors.

.... Petitioners

V/s

State of Haryana

...Respondent

**CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI**

Present: Mr. Manoj Tanwar, Advocate, for the petitioners.

Mr. Viney Phogat, DAG, Haryana.

Mr. Rakesh Nehra, Sr. Advocate  
with Mr. Reetesh Kumar, Advocate  
and Ms. Bindu Tanwar, Advocate, for the complainant.

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**JASJIT SINGH BEDI, J. (Oral)**

The prayer in this petition under Section 483 of the BNSS, 2023 is for the grant of the regular bail to the petitioner in case FIR No.0139 dated 31.05.2024 under Sections 148, 149, 302, 449 and 120-B IPC registered at Police Station Sahlawas, District Jhajjar, Haryana.

2. The present FIR came to be registered at the instance of Mohit and reads as under:-

*To, SHO Sir, Police Station Sahlawas, it is requested that I am Mohit S/o Gaje Singh resident of village Sundherati, I am working in Indian Coast Guard (Ministry of Defence), I came home on leave from my Unit ICGS Vishwast Andman Nicobar on 25<sup>th</sup> May, 2024, and tonight when I was sleeping at my home, my father Gaje Singh S/o Amilal who was about 57 years old, and he used to do farming and my father went to sleep after having dinner, thereafter I woke up at 12.30 in the night to drink water, then I found my father alright, but when I woke up in the morning, I saw my father was severely cut with an axe*



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*and swords, due to which I found him dead in the morning. For the last 20 to 25 years we were having disputes regarding land and property with Rammehar S/o Jagram, Sanjay S/o Jagram, Surat S/o Jagram, Dinesh S/o Rammehar, Manoj S/o Rammehar, Ombir S/o Rammehar, Sombir S/o Surat, Karambir S/o Sanjay, Jaiveer S/o Sanjay, and Pradeep S/o Atar Singh, Ashok S/o Ramkishan, Shagun W/o Rammehar, Sushil W/o Surat, Sunita W/o Sanjay, all resident of village Sundherati and the cases between the parties are going on since long time. And earlier also they have committed the crime. Ever since I have started working, they have not let my family live peacefully and have also fought many times in my absence. And have also threatened to kill me. After my father Gaje Singh, I Mohit, elder son of Gaje Singh takes care of the house. I am 24 years old now. I have full suspicion that my father Gaje Singh has been murdered by the persons named above. Already, many cases are registered against them u/s 302, 307 of IPC. And in the case of 307, some of these people have been sentenced to 7 years and now after staying in jail for 2 years, now they have come out of jail. I request you to take strict legal action against all the persons named above. SD Mohit Applicant Mohit S/o Gaje Singh.*

3. The learned counsel for the petitioner contends that the petitioners and their co-accused have been named on the basis of suspicion alone. Pursuant to their arrest, no recovery had been effected from them. The statement of Manita daughter of Gaje Singh (deceased) was recorded 40 days after the occurrence as per which she had seen some of the accused armed with weapons near the place of occurrence. In the said statement, the name of the petitioners did not figure. One Rammehar was named but he has been granted the concession of bail vide order dated 29.03.2025 passed by the Court of the Additional Sessions Judge, Jhajjar. As the petitioners



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were in custody since 24.08.2024, they were entitled to the concession of bail.

4. The learned Senior counsel for the complainant alongwith the learned counsel for the State, on the other hand, contend that the instant case was a second attack on the deceased. The co-accused of the petitioners had attacked the deceased-Gaje Singh for which an FIR No.89/2015 under Section 307 IPC, Police Station Salhawas had been registered against Sanjay son of Jagram, Ashok son of Ramkishan, Pardeep son of Attar Singh and Rammehar son of Jagram in which they came to be convicted. The motive in the instant case is writ large. Therefore, looking at the serious nature of the allegations, the petitioners are not entitled to the concession of bail.

5. I have heard the learned counsel for the parties.

6. Admittedly, the petitioners are named on the basis of suspicion. One Rammehar who has also been named in the FIR has been granted the concession of bail. Whether there is any other admissible evidence against the petitioners shall be examined by the Trial Court. The petitioners are stated to be in custody since 24.08.2024 and none of 26 prosecution witnesses has been examined so far. Therefore, the Trial of the present case is not likely to be concluded in the near future. In these circumstances, their further incarceration is not required.

7. Thus without commenting on the merits of the case, the present petition is allowed and the petitioners, namely, Surat Singh, Sombir and Om Bir are ordered to be released on bail subject to their furnishing bail bonds and surety bonds each to the satisfaction of learned CJM/Duty Magistrate, concerned.



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8. The petitioners shall appear before the police station concerned on the first Monday of every month till the conclusion of the trial and inform in writing each time that they are not involved in any other case/crime other than the case(s) referred to in the State reply dated 12.04.2025.

9. In addition, the petitioners (or anyone on their behalf) shall prepare an FDR in the sum of Rs.1,00,000/- each and deposit the same with the Trial Court. The same would be liable to be forfeited as per law in case of the absence of the petitioners from Trial without sufficient cause.

10. The petition stands disposed of.

11. The pending application(s), if any, shall stand disposed of accordingly.

**( JASJIT SINGH BEDI)**  
**JUDGE**

**July 22, 2025**  
sukhpreet

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