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

CRM-M-4092-2025 (O&M)

Date of decision : 25.02.2025

Akashdeep Singh @ Sanju

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Ruhani Chadha, Advocate,
for the petitioner.

Ms. Manjot Kaur, AAG, Punjab.

MAHABIR SINGH SINDHU, J.

Present third petition has been filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short, 'the BNSS'), for grant of bail pending trial to the petitioner in FIR No.37 dated 06.03.2023, under Sections 307, 148 read with Section 149 of the Indian Penal Code, 1860 (for short, 'the IPC') and Sections 25 and 27 of Arms Act, 1959, registered at Police Station Focal Point, District Ludhiana.

2. Allegations are that petitioner along with co-accused fired shots at the son of complainant, namely, Nikhil with the intention to kill him.

3. Contends that the petitioner is in custody since 10.03.2023; after investigation report under Section 173 of the Code of Criminal Procedure, 1973 (for short 'Cr.P.C.') was presented on



08.05.2023 and charges were framed on 04.10.2023, but out of total 20 prosecution witnesses, none has been examined till date. Also contends that there is no other criminal case pending against the petitioner.

4. Learned State counsel, on instructions, duly acknowledged the above factual position; but he opposed the prayer on the ground that allegations are very serious.

5. Heard both sides and perused the paper-book.

6. It transpires that petitioner is in custody since 10.03.2023; report under Section 173 Cr.P.C. was presented on 08.05.2023 and charges have already been framed on 04.10.2023, but out of total 20 prosecution witnesses, none has been examined so far; therefore, conclusion of trial may take sufficient long time. It is also not the objection of State that in case, petitioner is released on bail, he may influence the witnesses or hamper the course of trial, in any manner; thus, further incarceration of the petitioner would not serve any purpose.

7. Consequently, present petition is allowed; petitioner shall be admitted to bail on furnishing bail/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

8. Petitioner shall appear on each & every date of hearing and to fully co-operate with learned trial Court without seeking any unnecessary adjournment(s).



9. The above observations may not be construed as an expression of opinion on the merits of the case.

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

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

25.02.2025
d.gulati

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking / reasoned :	Yes	No
Whether Reportable :	Yes	No