



296

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

CRM-M-6293-2025

Date of Decision:13.02.2025

**MOHIT KUMAR ALIAS MOHIT KUMAR HIRA ...PETITIONER
VS.**

STATE OF PUNJAB ...RESPONDENT

Coram : Hon'ble Mr. Justice N.S.Shekhawat

**Present : Mr. Naveen Sharma, Advocate
for the petitioner.**

Mr. Deepinder Singh Brar, Sr. DAG, Punjab.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the present petition under Section 529 of BNS, with a prayer to grant regular bail to him in case FIR No.195 dated 12.09.2024, registered under Sections 115(2), 132, 220, 109, 351(1), 191(3), 190 BNS, Sections 25, 54, 59 Arms Act, and Section 21 NDPS Act, Police Station Sadar, District Ludhiana.

2. Learned counsel for the petitioner contends that the petitioner has been falsely involved in the present case and no such incident had taken place. In fact the police party had barged in the house of the petitioner on the pretext of searching Munish Kumar, who was wanted in some FIR in Karnal (Haryana). Even threats were extended to the family members of the petitioner and other relatives. Further, no attack was made on the police party by anyone and while leaving, the police party had fired shots to intimidate the family members of the petitioner. Later on, a false story was projected just to ensure



the false implication of the petitioner and 57 grams of heroin was planted on Vijay Kumar, co-accused. He further contends that in the present case, no police official had suffered any injury. The petitioner was arrested on 13.09.2024 and the challan has already been presented in the present case. Even as per the case set up by the prosecution, the petitioner had allegedly caught the police personnel from the colour and had dragged him but he even did not suffer any abrasion.

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 stated to be in custody since 13.09.2024 and the challan has already been presented against him. Admittedly, no police official had suffered any injury in the present case. Moreover, the trial has not even formally started against the petitioner.

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.

13.02.2025
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(N.S. SHEKHAWAT)
JUDGE

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