

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-7470-2025
Date of Decision:14.02.2025

Nikhil Sharma @ LalaPetitioner(s)

VERSUS

State of PunjabRespondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Ms.Ravisha Mahajan, Advocate for the petitioner.

SANJAY VASHISTH, J. (Oral)

1. The instant petition has been filed under Section 483 of BNSS, 2023 (earlier Section 439 Cr.P.C.), for grant of regular bail to the petitioner, during the pendency of trial, who has been booked in a criminal case arising out of First Information Report, as detailed hereunder:-

Name of Petitioner(s)	FIR No.	Date	Section(s)	Police Station	District
Nikhil Sharma @ Lala	118	07.07.2024	111 of BNS 2023 and 25(7) of Arms Act, 1959 (Sections 111(2)(3)(4)(6) of BNS and Sections 54 and 59 of Arms Act were added later on)	Civil Lines	Amritsar

2. Learned counsel for the petitioner submits that the allegations which have been levelled against the petitioner are also the allegations against the co-accused, namely, Suraj Sharma @ Sucha, Gobind Sharma, Karan Sharma, Arpit Thakur and Sanjeev Kumar @ Babba, who have

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already been granted the concession of regular bail by this Court and said bail orders are appended with the petition as Annexures P-4 to P-8.

Further submits that for no reason the petitioner has been kept behind bars, and culmination of the trial is likely to take considerable time.

3. Mr. Jaseep Singh, DAG, Punjab, appearing on advance notice does not dispute the factual aspects, which have already been recorded in the bail order of the co-accused, Arpit Thakur, dated 23.01.2025, and also submits that final report has already been submitted, however, process of recording of evidence is yet to start. Even charges have not been framed.

4. Looking at the aspect that co-accused have already been enlarged on bail by this Court, and finalization of the proceedings is likely to take considerable time, this Court does not find any special reason to keep the present petitioner inside jail for indefinite period.

5. In view of totality of circumstances, and the facts/allegations levelled against the petitioner, and the factors noticed hereinabove, I deem it appropriate to grant the concession of bail to the petitioner.

6. Consequently, prayer made in the present petition is **allowed**. Petitioner is ordered to be released on bail, subject to his furnishing bail/surety bonds to the satisfaction of the learned trial Court/ Chief Judicial Magistrate/ Illaqa Magistrate/ Duty Magistrate concerned, if not required in any other case.

7. Needless to observe that the petitioner shall not extend any threat and shall not influence any prosecution witness in any manner directly or indirectly.

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8. The observation made hereinabove shall not be construed as an expression of opinion on the facts of the case and the Trial Court is expected to decide the case on the basis of complete evidence available on record.

9. Petition stands disposed of.

(SANJAY VASHISTH)
JUDGE

February 14, 2025

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Whether Speaking/Reasoned: **YES/NO**Whether Reportable: **YES/NO**