

CRM-M-8106-2025

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

CRM-M-8106-2025

Date of Decision: 27.10.2025

Himanshu

..... Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Navmohit Singh, Advocate, for the petitioner.

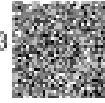
Mr. Tanuj Sharma, AAG, Haryana.

Rajesh Bhardwaj, J. (ORAL)

1. Petitioner has approached by way of filing the present petition praying for grant of regular bail in case FIR No.62 dated 02.06.2024 under Sections 148, 149, 302, 323, 342, 506 IPC, registered at Police Station Mohana, District Sonapat.

2. Succinctly, facts of the case are that the FIR in the present case was registered on the statement of Ajmer son of Ramkishan. It was alleged that on 31.05.2024, his eldest brother Subhash had a quarrel with their neighbourer Ishwar son of Rammehar. However, the compromise regarding the same was arrived at on the very same day. On 01.06.2024 at about 10:00 p.m., his brother was walking in the street after having food and as Ishwar was holding grudge, he, Himanshu (petitioner), Honey, Neelam, Sanjay and his wife Baby, Bunt and Ishwar's younger sister namely, Sheela @ Sushila Devi after conspiring with each other, attacked Subhash with sticks and other sharp weapons. He was dragged inside their house. The complainant and Gaurav entered into Ishwar's house to get Subhash released. Everyone started beating Subhash. On raising alarm, the neighbourers also gathered.

They got them released however, Ishwar and others were threatening to kill



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him. They shifted their brother and nephew Gaurav to Sonapat for treatment. However, the Doctors declared his brother Subhash dead. Request was made to take legal action against the accused. On registration of the FIR, investigation commenced. The postmortem of the dead body was conducted and statements of the witnesses were recorded by the Investigating Agency. Petitioner was arrested on 02.06.2024. He approached before learned Additional Sessions Judge, Sonapat praying for grant of bail however, after hearing counsel for both the sides, it was declined vide order dated 30.01.2025. Hence, being aggrieved, petitioner is before this Court by way of filing the present petition.

3. Learned counsel for the petitioner, at the outset, prays for the grant of bail to the petitioner on the basis of parity with that of the co-accused, namely, Sanjay. He has drawn the attention of this Court to the order dated 21.02.2025, passed in **CRM-M-9166-2025**, whereby, co-accused Sanjay has been granted regular bail by this Court. He submits that the petitioner is behind bars since 02.06.2024. He submits that on the basis of the parity, the petitioner deserves to be granted bail as the case of the petitioner is similar to that of the said co-accused, who has already been granted bail.

4. Learned State counsel has endorsed the factum of grant of bail to the co-accused of the petitioner as stated above and has not denied that the petitioner is at par with the co-accused, namely, Sanjay. On instructions, he has submitted that out of total 24 prosecution witnesses, 09 witnesses have been examined.

5. After hearing learned counsel for the parties and perusing the

record, it is deciphered that the petitioner is behind bars since 02.06.2024. Co-accused, namely, Sanjay is on bail and the case of the petitioner as stated is at par with him. As submitted before this Court, the petitioner has suffered incarceration of about 01 year & 04 months.

6. This Court would refrain itself from commenting anything on the merits of the case. Keeping in view the arguments raised by both the sides, this Court is of the opinion that learned counsel for the petitioner succeeds in making out a case for grant of regular bail to the petitioner on the basis of parity. Accordingly, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate.

7. Nothing said herein shall be treated as an expression of opinion on the merits of the case.

	(RAJESH BHARDWAJ)	
	JUDGE	
27.10.2025	Whether Speaking/Reasoned :	Yes/No
sharmila	Whether Reportable :	Yes/No