

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

CRM-M No.7939 of 2025 (O&M)

Date of decision: 11.07.2025

Ajay

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Fateh Saini, Advocate for
Mr. Chahit Bansal, Advocate for the petitioner.

Mr. Neeraj Sheoran, DAG, Haryana for the respondent.

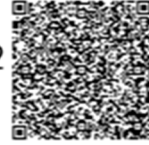
MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (*for short 'BNSS'*) for grant of bail pending trial to the petitioner in FIR No.231 dated 14.07.2024, under Sections 309(4), 309(6) & 311 of the Bharatiya Nyaya Sanhita, 2023 (*for short 'BNS'*), registered at Police Station Mullana, District Ambala.

(2) Custody Certificate dated 09.07.2025 of the petitioner has been produced and which is taken on record. Copy thereof supplied to the opposite side. Registry to tag the same at appropriate place.

(3) As per Office report, Status report by way of an affidavit dated 27.04.2025 of Sh. Suresh Kumar, DSP, Barara, District Ambala, along with Annexures R-1 & R-2, has already been filed. The same is taken on record.

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Copy thereof supplied to the opposite side. Registry to tag the affidavit at appropriate place.

(4) Allegations are that petitioner along with other co-accused attacked the *de facto* complainant, namely, Baljinder Singh, with sharp edged weapon(s); looted an amount of ₹ 10,000/- and documents, kept in his bag.

(5) Contends that petitioner is in custody since 19.07.2024; after investigation, final report under Section 193 of BNSS was presented on 04.09.2024 and charges were framed on 20.12.2024; but out of total 12 prosecution witnesses, only 01 has been examined so far. Also contends that petitioner is not involved in any other criminal case. Lastly contends that there is no apprehension that petitioner is likely to pressurize the prosecution witnesses and/or hamper the trial, in any manner.

(6) The above factual position is not disputed by learned State Counsel, on instructions from ASI Kulbir Singh; but he opposed the prayer on the ground that allegations are very serious in nature.

(7) Heard learned Counsel for the parties and perused the paper-book.

(8) Concededly, no other criminal case is pending against the petitioner; he is in custody since 19.07.2024; after investigation, final report under Section 193 of BNSS was presented on 04.09.2024 and charges were framed on 20.12.2024; but out of total 12 prosecution witnesses, only 01 has been examined so far; therefore, conclusion of trial may take sufficient long time. Moreover, it is not the objection of State that in case petitioner is

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released on bail, he shall influence the witnesses and/or hamper the course of trial, in any manner; thus, his further incarceration would not serve any purpose.

(9) Consequently, present petition is allowed. Petitioner be admitted to bail pending trial on his furnishing bail bonds and surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

(10) Petitioner shall fully co-operate with learned trial Court without seeking any unnecessary adjournments.

(11) The above observations be not construed as an expression of opinion on the merits of case.

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

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

11th July, 2025
Gagan

(MAHABIR SINGH SINDHU)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>