

2025:PHHC:163140



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

207+211

Date of decision: 21.11.2025

CRM-M-9505-2025

GULSHAN KUMAR ALIAS SHERU

.....Petitioner

VERSUS

STATE OF PUNJAB

.....Respondent

(2)

CRM-M-59748-2025

DILPREET SINGH ALIAS GOLU

.....Petitioner

VERSUS

STATE OF PUNJAB

.....Respondent

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present: - Mr. Premjit Singh Hundal, Advocate with
Mr. Gursahib Singh Hundal, Advocate,
Mr. Kanwar Harjinder Singh, Advocate,
Mr. Jasjeet Singh Brar, Advocate and
Ms. Arshpreet Kaur, Advocate
for the petitioner in CRM-M-9505-2025.

Mr. Salil Devi Singh Bali, Senior Advocate
(Through Video Conferencing).
Ms. Simmy Gupta, Advocate and
Mr. Jaiveer Singh Bali, Advocate
for the petitioner in CRM-M-59748-2025.

Mr. Mohit Kapoor, Senior DAG, Punjab.

VINOD S. BHARDWAJ, J. (Oral)

1. Both these petitions are being decided by common order as the same have been filed by two accused persons seeking concession of regular bail arising out of the same FIR No.193 dated 03.10.2022, registered under Section(s) 307/160/506/148/149 of the Indian Penal Code, 1860 and Sections 25 and 27 of the Arms Act, 1959 at Police Station City Jagraon, District Ludhiana.

2. The FIR in the present case has been registered on the statement of SI Balraj Singh which reads thus:-

“Stated that I am resident of above given address and am employed as A.S.I. in the Department of Punjab Police. At this time my duty is on the P.C.R. motorcycle No.PB-10-FF-6452. I am giving duty on motorcycle alongwith Senior Constable Sukhveer Singh 635. Today dated 3.10.2022 time will be about 09:15 AM that I alongwith my fellow employee Senior Constable Sukhveer Singh 635 from the side of New Dana mandi Jagraon entered in the Karnail Gate Street number alongwith motorcycle then we heard sound of crackers. Upon this we both the employees saw here and there minutely then in the middle of Street No.3 and street No.4 in the main street many people had gathered there. When we reached near the gathering then from one side Gulshan Kumar alias Sheru son of Des Raj resident of Jagraon alongwith Gurpreet Singh alias Peeti son of Buta Singh resident of near Shera Wala Gate Akhara, Kuldeep Singh alias Golu son of Bohar Singh resident of Kaunke, Lakhveer Singh Kheera son of Gurmel Singh resident of Kothe Sher Jang and Arsh alias Pahara resident of opposite Post Office, house adjacent to Khalsa School Girl, Jagraon and from the second party Harman Singh son of Parivaar Singh resident Galib Kalan, District Ludhiana, Kulwant Singh and Jaswant Singh son of Gurdeep Singh resident of village Galib Kalan, now tenant of House No.01,

Aatam Nagar, Jagraon, Sunny son of Raj Kumar resident of Tahli Wali Gali, Adda Raikot, Jagraon, Raman Kumar son of Rajesh Kumar resident of Agwar Lapon, Nanaksar Road, Petrol Pump Jagraon, Gurmel Singh son of Gurcharan Singh resident of Back Side Gold Gym, House No.281, Kukkar Bazaar Jagraon, Sonu Singh son of Binder Singh resident of Agwar Khawaja Baju, near Mai Da Gurdwara, Jagraon, Juj Singh son of Lachhman Singh resident of House No.572, near Kamal Chowk, Khangah Mohalla, Jagraon, Mani (nephew of Peeti) resident of Jagraon and other unidentified persons were firing on each other with the pistols/revolvers carried in their hands with an intention to kill. Who on seeing us had fired 3-4 shot against each other. When we reached quite near them then on seeing our uniforms then all the above ran away from the spot alongwith their respective weapons carried in their hand by giving threats to kill each other. Out of which some of the boys ran away in Accent Car, white colour bearing No. PB-10-AT-7009. The above persons by leaving their scooter, white colour number PB-25-H-8087 and one motorcycle bearing make Bullet bearing No.PB-25-H-6798, ran away from the spot. Upon this without any delay we have given the information (Rural), these two groups are already maintaining an atmosphere in the City, against them cases have been registered in different Police Stations under different crimes. Stern action be taken against the atmosphere of terror in the above persons.

3. Learned Senior Counsel appearing on behalf of the respective petitioner(s) contends that the petitioner(s) Gulshan Kumar @ Sheru and Dilpreet Singh @ Golu are in custody since 12.06.2023 and 19.06.2023 respectively and have been in custody for more than two years. They contend that only 01 witness out of total 16 witnesses cited by the prosecution have been examined so far in the present case. It is further contended that it is case of no injury and the allegations arise out of a mutual

altercation between rival groups. They submit that trial is not likely to conclude soon and that continued judicial detention of the petitioner(s) is not likely to serve any larger public interest.

4. Counsel for the respondent-State on the other hand contends that the petitioner(s) are repeat offenders and are involved in large number of other cases. While petitioner-Gulshan Kumar @ Sheru has 18 other cases, there are 06 other cases that have been registered against petitioner Dilpreet Singh @ Golu.

5. Responding to the above, learned Senior Counsel appearing on behalf of Gulshan Kumar @ Sheru contends that other matters pertain to minor offences and that the petitioners are already on bail in those cases. It is submitted that mere continuation and long incarceration of the petitioner(s) itself would be a ground sufficient for grant of bail to the petitioner(s).

6. I have heard learned counsel appearing on behalf of the respective parties.

7. Without commenting on the merits of the case and taking into consideration that the petitioner(s) have undergone an actual custody of approximately 2 ½ years in the present case which is a case of no injury and that only one prosecution witness has been examined so far, the present petitions deserves to be allowed. A mere involvement in other case may not, under any circumstance, be a sufficient embargo to decline bail in perpetuity, I deem it appropriate to enlarge the petitioners on regular bail subject to the satisfaction of the trial Court.

8. The instant petitions are allowed and the petitioners are ordered to be released on regular bail on their furnishing requisite bail bond/surety bond to the satisfaction of the trial Court/Duty Magistrate, concerned.

9. It is made clear that the petitioners shall not extend any threat and shall not influence any prosecution witnesses in any manner directly or indirectly.

10. The observation made hereinabove shall not be construed as an expression on the merits of the case and the Trial Court shall decide the case on the basis of available material.

NOVEMBER 21, 2025

Vishal Sharma

**(VINOD S. BHARDWAJ)
JUDGE**

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