



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-10466-2025
Decided on :28.02.2025

Mohni alias Mohani ...Petitioner
Versus
State of Punjab ...Respondent

Coram : Hon’ble Mr. Justice Sanjay Vashisth

Present: Mr. Sukhbir Maandi , Advocate
for the petitioner.

Mr. Amandeep Singh, DAG, Punjab.

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
Mohini alias Mohani	118	07.07.2024	111, 111(2), (3), (4), (6) BNS, 2023 & 25(7), 54, 59 of Arms Act, 1959	Civil Lines, District Police Commissionerate, Amritsar	Amritsar

2. Learned counsel for the petitioner contends that though the petitioner was not named in the alleged secret information but he has been arrested with the allegation that at the time of conducting raid, he



was found present on the spot. He further submits that as per the case of the prosecution, no arm/weapon has been recovered from him. He also submits that other co-accused of the petitioner, namely, Gobind Sharma, Karam Sharma, Arpit Thakur, Sanjeev Kumar @ Babba, Suraj Sharma @ Sucha and Nikhil Sharma @ Lala have already been granted concession of regular bail by this Court. All the bail orders have been appended with the present petition. Thus, it is argued that the case of the present petitioner is on better footings than those who have already been released on regular bail.

3. On the other hand, learned State counsel is unable to controvert any of the factual position explained by the learned counsel for the petitioner and also agrees to the fact that the other co-accused, as pointed out by the learned counsel for the petitioner, have already been released on bail.

4. On being asked by the Court, learned State counsel informs that after completion of investigation, though the final report has been submitted but charges are yet to be framed and resultantly, the trial is yet to commence. It is also submitted that the petitioner is inside the jail since 07.07.2024.

5. After hearing learned counsel for the parties and perusing the relevant material on record with their able assistance, noticing the submissions made by learned counsel for the petitioner, and also that the other co-accused, who were named in the FIR including those, whose names were disclosed in the secret information, have already been



granted concession of regular bail by this Court, 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.

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.

February 28, 2025
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(Sanjay Vashisth)
Judge

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