



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

**CRM-M No.10469 of 2025 (O&M)
Date of decision: 14.05.2025**

Sanjay Kumar @ Sanju

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Jainainder Saini & Ms. Shilpa Saini, Advocates
for the petitioner.

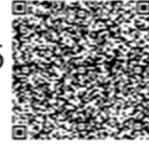
Mr. Neeraj Sheoran, DAG, Haryana for the respondent.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 483 of the of the Bharatiya Nagarik Suraksha Sanhita, 2023 (*for short 'BNSS'*) for grant of bail pending trial to the petitioner in FIR No.259 dated 27.03.2015, under Section 395 of the Indian Penal Code, 1860 (*for short 'IPC'*) [Section 27(1) of the Arms Act, 1959 added later on], registered at Police Station Sadar, Hisar, District Hisar.

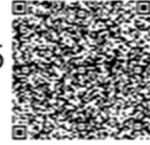
(2) Custody Certificate dated 13.05.2025 of the petitioner has been produced and which is taken on record. Copy thereof supplied to the opposite side. Registry to tag the same at appropriate place.

2025:PHHC:063875



- (3) Status report by way of an affidavit dated 07.05.2025 of Sh. Kishori Lal, DSP, Agroha, District Hisar, along with Annexures R-1 & R-2, has been filed. The same is taken on record. Copy thereof supplied to the opposite side. Registry to tag the affidavit at appropriate place.
- (4) Allegations are that petitioner, along with co-accused, extorted money to the tune of Rs.30,000/- from *de facto* complainant and one Karambir from the Almirah of Petrol Pump.
- (5) Contends that although, on earlier occasion, petitioner was declared as a proclaimed offender; but he was arrested on 23.09.2024 and since then, he is in custody. Further contends that charges have already been framed on 14.02.2025; but out of total 17 prosecution witnesses, none has been examined till date. Specifically contends that there is no recovery alleged against the petitioner in this case.
- (6) The aforesaid factual position is duly acknowledged by learned State Counsel, on instructions from S.I. Subhash Chander; but he opposed the prayer on the premise that petitioner is facing 10 other criminal cases and keeping in view his previous conduct, he be not released on bail.
- (7) While controverting the arguments raised on behalf of the State, learned Counsel for the petitioner submits that he was never intimidated by the police; nor he was called at any point of time during investigation regarding the present FIR.
- (8) Heard learned Counsel for the parties and perused the paper-book.

2025:PHHC:063875



(9) It is not in dispute that petitioner was arrested on 23.09.2024; challan stands presented; charges also framed and out of total 17 prosecution witnesses, none has been examined till date; thus, trial will take sufficient long time.

(10) In view of the above, there is no justification to prolong the incarceration of the petitioner any further.

(11) 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.

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

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

(14) It is clarified that in case there is any misuse of concession of bail on the part of the 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.

14th May, 2025
Gagan

(MAHABIR SINGH SINDHU)
JUDGE

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