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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CRM-M-11895-2025 (O&M)

Date of Decision: 07.03.2025

Gurdass Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU**Present:** Mr. Amardeep Singh, Advocate (Through Video Conferencing)
for the petitioner.Ms. Avneet, AAG, Punjab assisted by
ASI Gurmej Singh.

MAHABIR SINGH SINDHU, J.

Present petition has been filed, under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') for grant of bail pending trial to the petitioner in FIR No.17 dated 20.02.2023, registered under Sections 307, 336, 506, 452, 201 and 148 read with Section 149 of the Indian Penal Code, 1860 and Sections 25 and 27 of the Arms Act, 1959, at Police Station Khemkaran, District Tarn Taran.

2. Allegations are that petitioner along with other co-accused formed an unlawful assembly and in prosecution of their common object, entered in the house of complainant with pistols, *datar* and *dang*; fired gun shots with an intention to kill complainant and his companions and also criminally intimidated them with dire consequences of life.

3. Contends that petitioner is in custody since 17.12.2024; final report under Section 173 of the Code of Criminal Procedure, 1973 (for short 'Cr.P.C') has already been presented on 10.02.2025; but charges are yet to be

considered: thus, conclusion of trial will take sufficient long time.



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4. *Per contra*, learned State counsel vehemently opposed the prayer while submitting that allegations against the petitioner are serious in nature; hence, he does not deserve the concession of bail pending trial.
5. Heard both sides and perused the paper-book.
6. Concededly, petitioner is in custody since 17.12.2024; final report under Section 173 Cr.P.C has already been presented on 10.02.2025; but charges are yet to be considered; thus, further incarceration of the petitioner would not serve any purpose.
7. Consequently, present petition is allowed; petitioner shall be admitted to bail on furnishing bail/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.
8. Petitioner shall appear on each & every date of hearing and to fully co-operate with the learned trial Court without seeking any unnecessary adjournment(s).
9. The above observations may not be construed as an expression of opinion on the merits of the case.
10. It is clarified that in case there is recurrence or 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.

07.03.2025
Rajeev (rvs)

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No