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(216)

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

CRM-M-17208-2025

Date of Decision: 30.10.2025

SAHIL

... Petitioner

Versus

STATE OF HARYANA

...Respondent

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDIPresent: Mr. Tarun Sharma, Advocate
for the petitioner.

Mr. T.P. Singh, Sr. DAG, Haryana.

JASJIT SINGH BEDI, J.

The prayer in the present petition under Section 483 BNSS, 2023 is for the grant of regular bail in case bearing FIR No.0098 dated 18.06.2024 registered under Sections 341, 302, 120-B, 34 IPC and Sections 25(1-B)(A) of the Arms Act (Sections 148, 149, 307 IPC added later on) at Police Station Naggal, District Ambala.

2. The learned counsel for the petitioner contends that the main accused is Surya Partap who has fired at the deceased. The petitioner though is alleged to have been present at the spot and armed with an iron Gandasi, no injury has been attributed to him. A similarly situated co-accused Gurdas Singh alias Mathtu S/o Balbir Singh has been granted the concession of bail vide order dated 18.09.2025 passed in CRM-M-46821-2025. As the petitioner is in custody since 25.06.2024 but none of the 38 prosecution witnesses has been examined so far, the trial of the present case is not likely

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to be concluded anytime soon and therefore, he is entitled to the concession of bail.

3. On the other hand, the learned State contends that all the accused forming an unlawful assembly attacked the deceased and one of the accused namely Surya Partap fired the fatal shot at the deceased. The nature of the allegations levelled against the petitioner do not entitle him to the concessions of bail. He, however concedes that no injury has been attributed to the petitioner, that a co-accused namely, Gurdas Singh @ Maathu has been granted the concession of bail, that the petitioner is in custody since 25.06.2024 and that none of the 38 prosecution witnesses has been examined so far.

4. I have heard the learned counsel for the parties.

5. Admittedly, no injury whatsoever has been attributed to the petitioner. His culpability with the aid of Section 149 IPC would be adjudicated upon during the course of the trial. A similarly situated co-accused namely, Gurdas Singh @ Maathu has been granted the concession of bail vide order dated 18.09.2025 passed in CRM-M-46821-2025. As the petitioner is in custody since 25.06.2024 but none of the 38 prosecution witnesses has been examined so far, the Trial of the present case is not likely to be concluded anytime soon. In this situation, the further incarceration of the petitioner is not required.

6. Thus without commenting on the merits of the case, the present petition is allowed and petitioner-Sahil S/o Bir Kumar is ordered to be

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released on bail subject to his furnishing bail bonds and surety bonds to the satisfaction of learned CJM/Duty Magistrate, concerned.

7. If the petitioner or his family members/associates make any attempt to contact/threaten/intimidate the witnesses in the present case, the State would be at liberty to move an application for cancellation of bail granted vide this order.

8. The petition stands disposed of.

(JASJIT SINGH BEDI)
JUDGE

30.10.2025

JITESH

Whether speaking/reasoned:- Yes/No

Whether reportable:-

Yes/No