



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

CRM-M-20933-2025

Date of Decision:08.08.2025

Amrinder Singh alias Billi

...Petitioner

vs.

State of Punjab

...Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Nikhil Batta, Advocate with
 Mr. Visakhi Singh Kamboj, Advocate
 for the petitioner.

Mr.M.S.Bajwa, Deputy Advocate General, Punjab.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the instant petition under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 with a prayer to grant regular bail in case FIR No.46 dated 23.03.2024 registered under Sections 307, 323, 325, 353, 186, 411, 148, 149, 120-B of IPC, at Police Station Anaj Mandi, Patiala.

2. Learned counsel for the petitioner contends that even though, the petitioner was named in the FIR, but no specific role was assigned to him. As per the complainant, the petitioner and 40-50 other boys were riding motorcycles and had hit Gurpreet Singh, complainant, who suffered a fracture on his right leg. Learned counsel further submits that the injured has already been discharged from the hospital. The petitioner was arrested in the present case on 07.03.2025 and is in custody for the last more than 5 months. After completion of investigation, challan has been presented against him, however, the trial Court has not even framed charge so far. Thus, there are no chances of early conclusion of the trial.

3. On the other hand, reply has been filed by learned State counsel and the same is taken on record. Learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner on the ground that the petitioner is involved in four more criminal cases and is a habitual offender. Thus, the petition deserves to be dismissed by this Court.

4. I have heard the learned counsel for the parties and perused the record.

5. In the present case, even the petitioner was named in the FIR, but no specific role was assigned to him. Further, the petitioner is stated to be in custody for the last about 5 months and charge has not been framed so far. Thus, the petitioner cannot be detained in jail as an under trial prisoner for an indefinite period.

6. Without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate, concerned, subject to the following conditions:-

(i) The petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case, so as to dissuade him to disclose such facts to the Court or to any other authority.

(ii) The petitioner shall remain present before the Court on the dates fixed for hearing of the case.

(iii) The petitioner shall not absent himself from the Court proceedings except on the prior permission of the Court concerned.

- (iv) *The petitioner shall surrender his passport, if any, (if already not surrendered), and in case he is not holder of the same, he shall swear an affidavit to that effect.*
- (v) *The petitioner shall also file his affidavit before the concerned Court, mentioning his ordinary place of residence and number of mobile phone, which shall be used by him during the pendency of the trial. In case of change of place of residence/mobile number, he shall share the details with the concerned Court/learned Trial Court.*
- (vi) *In case, the petitioner involves in any other criminal activity, during the pendency of the trial, it shall be viewed seriously.*
- (vii) *The concerned Court may insist on two heavy local sureties and may also impose any other condition, in accordance with law, while accepting the bails bonds and surety bonds of the petitioner.*
- (viii) *The petitioner shall report every 1st Monday in English calander month to the concerned SHO till the conclusion of the trial and SHO shall mark his presence by making an entry in the rojnamcha. In case, he does not report on every 1st Monday to the concerned SHO, it shall be viewed seriously and the concession granted to him shall be liable to be cancelled and the prosecution shall be at liberty to move an appropriate application in this regard.*

08.08.2025
hemlata

(N.S.SHEKHAWAT)
JUDGE

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