



218

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

**CRM-M-21135-2025**

**Date of Decision: 29.10.2025**

NITIN

..... Petitioner

*Versus*

STATE OF HARYANA

..... Respondent

**CORAM: HON'BLE MR. JUSTICE YASHVIR SINGH RATHOR**

Present : Mr. Rakesh Kumar Lathwal, Advocate  
for the petitioner.

Mr. Ramesh Kumar Ambavta, DAG, Haryana.

\*\*\*\*\*

**YASHVIR SINGH RATHOR, J. (Oral)**

1. This is the first application under Section 483 of BNSS, 2023 for grant of regular bail in case FIR No.06, dated 06.01.2023, registered at Police Station Gohana Sadar, District Sonipat (Haryana), under Sections 148, 149, 302 and 324 of IPC, 1860 (Sections 307 and 201 of IPC and Section 25 and 27 of Arms Act, 1959 added later on).

2. Learned counsel for the petitioner as well as learned State counsel have been heard and material collected by the police during investigation has been perused.

3. The present case was registered on the basis of statement given to the police by Sikander, son of Balwan, with the allegations that he is a resident of village Lath. A girl from his family, namely Sanjana, had got married with Jaikesh, a resident of village Karevadi on 06.01.2023. After the marriage ceremony, some boys from the *barat* were coming out, and at about 6:00–6:15 p.m., while he was standing in the



street, one of them slapped him. When he questioned the boy as to why he had slapped him, the latter became enraged and in the meanwhile, his family members namely Gurmeet, Sawan and Kishore also came there and one of them proclaimed that he should be inflicted knife blows and they addressed one of them as Ritik. Thereafter, Ritik gave a knife blow in the abdomen of his nephew Ajay. Ritik asked his companion namely Kalu to cause injuries to others as well and thereafter, they caused injuries to others namely Sawan, Gurmeet and Kishore with knives. His nephew fell on the ground due to knife blow in his abdomen and died at the spot and he sought action against them. Accused were arrested and after completion of investigation, final report has been present for trial.

4. Learned counsel for the petitioner contended that material witnesses namely Sikander Balwan, Satpal, Gurmeet and Sawan have already been examined during the trial. They have not identified any of the accused including petitioner to be the assailant and after their examination, co-accused, namely Sagar @ Kalu, Ritik and Mahesh have been released on bail by the Trial Court, whose orders have been annexed with the present petition. Petitioner is in custody since 15.01.2023. Case of petitioner is on a better footing as he was not named in the FIR, whereas, Ritik and Kalu had been named in the FIR and have been released on bail. As such, petitioner too is entitled to be released on bail on the ground of parity.

5. On the other hand, learned State counsel argued that petitioner has committed a heinous offence and he does not deserve the concession of bail.

6. Material witnesses namely Sikender complainant, Balwan,



Satpal, Gurmeet and Sawan have already been examined during the trial whose statements have been placed on record and they have not supported the prosecution case. They have not identified any of the assailants, including petitioner as the persons who committed the murder and caused injuries to them. Thereafter, learned Trial Court has already granted bail to co-accused Ritik, Sagar @ Kalu and Mahesh, vide orders dated 06.09.2025, 03.09.2025 and 29.08.2025 respectively. Case of petitioner is on a better footing as he had not been named in the FIR, whereas, co-accused Ritik and Sagar @ Kalu had been named in the FIR as the assailants. As such, petitioner too is entitled to be released on bail.

7. Having regard to the aforesaid factual position, but without commenting anything on the merits of the case, the bail application is allowed and petitioner is ordered to be released on bail on his furnishing bail bonds and surety bonds to the satisfaction of learned Trial Court/Duty Magistrate concerned, on usual terms and conditions.

(YASHVIR SINGH RATHOR)  
JUDGE

29.10.2025  
*Ali*

|                           |        |
|---------------------------|--------|
| Whether speaking/reasoned | Yes/No |
| Whether Reportable        | Yes/No |