



CRM-M No. 22040 of 2025 1

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CRM-M No. 22040 of 2025 (O&M)
Date of Decision: 16.05.2025

Prem Chand

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Sandeep Singh Jattan, Advocate for the petitioner.

Mr. Neeraj Sheoran, DAG, Haryana.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') for grant of bail pending trial to the petitioner in FIR No. 82 dated 26.03.2025 (P-1), under Section 308(2) of Bharatiya Nyaya Sanhita, 2023 (for short 'BNS') [336(2) and 340 of BNS added later on], registered at Police Station Mullana, District Ambala.

2. Allegations are that petitioner extorted an amount of Rs.40,000/- from *de facto* complainant-Satish Kumar by putting his son under fear of false implication in FIR No.68 dated 13.03.2025 registered under Sections 96(2) and 137 of Bharatiya Nyaya Sanhita, 2023 (for short 'BNS') at Police Station Mullana, District Ambala.

3. Contends that petitioner is in custody since 26.03.2025; final report under Section 193 of BNSS has already been presented on

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05.05.2025; but charges are yet to be considered. Also contends that alleged offences are triable by the Magistrate and petitioner is not involved in any other case. Lastly contended that conclusion of trial will take sufficient long time; thus, further incarceration of the petitioner would not serve any purpose.

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 26.03.2025; final report under Section 193 of BNSS has already been presented on 05.05.2025; but charges are yet to be considered. Moreover, it is not the objection raised by the State that in case, petitioner is released on bail, he shall influence the witnesses or hamper the course of trial in any manner; thus, his further incarceration 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 be not 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.

16.05.2025
Rajeev (rvs)

(MAHABIR SINGH SINDHU)
JUDGE

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