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(220)

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

CRM-M-22861-2025

Date of Decision: 27.10.2025

NARENDER BHATI**... Petitioner****Versus****STATE OF HARYANA****...Respondent****CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI**Present: Mr.Randhir Singh Hooda, 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 is for the grant of regular bail in case bearing FIR No.197 dated 29.06.2024 registered under Sections 302, 34 IPC & Sections 25(1-B)(a) and 29 of Arms Act (Sections 120B & 201 IPC added later on) at Police Station Sector 65, Gurugram.

2. The learned counsel for the petitioner contends that the petitioner is not named in the FIR. Vicky alias Vikram and Dalbir @ Dinesh are the actual assailants. They were arrested and disclosed the name of the present petitioner as having conducted a reeve of the deceased. In fact, the date of the incident is 28.06.2024. The petitioner had already been in custody since 20.06.2024. One Rashid, the alleged supplier of the weapon has been granted the concession of bail. As the petitioner is in custody since

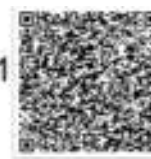
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29.10.2024 but none of the 46 prosecution witnesses has been examined so far, the Trial of the present case is not likely to be concluded anytime soon and therefore, the petitioner too is entitled to the concession of bail.

3. A status report dated 24.10.2025 by way of an affidavit of Jitender, HPS, Asstt. Commissioner of Police, Sohna, Gurugram has been filed on behalf of the State by the learned counsel for the State. The same is taken on record. While referring to the reply, he contends that though the petitioner is not the assailant, he conducted the recce of the place of occurrence. The motorcycle used in the occurrence has been recovered from him. Therefore, the petitioner is not entitled to the concession of bail. He, however, concedes that the petitioner was in custody in some other case since 20.06.2024, though the occurrence had taken place on 28.06.2024. He also concedes that the petitioner is in custody in the present case since 29.10.2024, that none of the 46 prosecution witnesses has been examined so far and that Rashid has been granted the concession of bail.

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

5. The veracity of the prosecution case against the petitioner and his co-accused shall be adjudicated upon during the course of the Trial. Admittedly, the petitioner is in custody since 20.06.2024 and that none of the 46 prosecution witnesses has been examined so far. Therefore, 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 moreso a co-accused namely, Rashid has been granted the concession of bail.



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6. Thus without commenting on the merits of the case, the present petition is allowed and the petitioner-Narender Bhati S/o Bir Singh is ordered to be released on bail subject to his furnishing bail bonds and surety bonds to the satisfaction of learned CJM/Duty Magistrate, concerned.

7. The petitioner shall appear before the police station concerned on the first Monday of every month till the conclusion of the trial and inform in writing each time that he is not involved in any other crime other than the present case.

8. 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.

9. In addition, the petitioner (or anyone on his behalf) shall prepare an FDR in the sum of Rs.25,000/- and deposit the same with the Trial Court. The same would be liable to be forfeited as per law in case of the absence of the petitioner from trial without sufficient cause.

10. The petition stands disposed of.

(JASJIT SINGH BEDI)
JUDGE

27.10.2025

JITESH

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