



CRM-M-26029-2025

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

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CRM-45757-2025 in/and
CRM-M-26029-2025 (O & M)
Date of decision: 18.11.2025

MADAN LAL ALIAS MADHI

....Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. G.S.Ghuman, Advocate,
for the petitioner. (through hybrid mode)

Mr. Manipal Singh Atwal, DAG, Punjab.

AMAN CHAUDHARY, J. (ORAL)

1. With the consent of learned counsel for the parties, the main case is taken on Board today itself.
2. Prayer in the present petition filed under Section 483 of BNSS, 2023, is for grant of regular bail to the petitioner in case FIR No.67 dated 08.06.2021, registered at Police Station Bhadson, District Patiala, under Sections 302, 364, 346, 120-B, 404 and 201 IPC.
3. Learned counsel contends that the petitioner has been in custody for the last 4 years and about 5 months. He alleges false implication. His name surfaced based on the disclosure statement of co-accused, Lachmi Devi, who has since been granted bail by this Court,

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vide order dated 16.10.2025. Co-accused, who was similarly circumstanced, namely, Lahimber Ram @ Lamber @ Vaka stands released on bail on 06.11.2025, after being in custody for 4 years, 4 months and 15 days, who was having a motive to commit the crime. There is a delay of 13 days in lodging the FIR. On the basis of supplementary statement of the complainant dated 14.06.2021, offences under Sections 302, 364, 120-B, 404 and 201 IPC were added. Charges were framed on 18.02.2022 and only 4 out of 29 PWs have been examined. He is not involved in any other case.

4. The custody certificate dated 17.11.2025, filed by the learned State counsel is taken on record. As per the same, the petitioner is behind bars for 4 years, 4 months and 28 days.

5. Learned State counsel opposes the bail on the ground that there are specific allegations levelled against the petitioner by co-accused, Lachmi Devi in the commission of murder by strangulation. However, he is unable to controvert the submissions with regard to stage of the case; the petitioner being not involved in any other case and the co-accused having been released on bail.

6. Heard.

7. Considering the facts and circumstances of the case, in particular that the petitioner is in custody for the last 4 years, 4 months and 28 days; not involved in any other case; co-accused are on bail; charges stand framed on 18.02.2022 and out of 29 PWs, 4 have been examined; the trial is likely to take a considerable time, further

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incarceration of the petitioner would be violative of his right enshrined under Article 21 of the Constitution of India, the present petition is allowed.

8. The petitioner is ordered to be released on regular bail, subject to furnishing bail/surety bonds to the satisfaction of trial Court/Duty Magistrate concerned, if not required in any other case and shall abide by the following conditions:-

- (i) The petitioner will not tamper with the evidence during the trial.
- (ii) The petitioner will not pressurize/ intimidate the prosecution witnesses.
- (iii) The petitioner will appear before the trial Court on each and every date fixed, unless is exempted by a specific order of Court.
- (iv) The petitioner shall not commit an offence similar to the offence of which, he is an accused, or for commission of which he is suspected of.
- (v) The petitioner shall not directly or indirectly coerce, induce, threaten or promise to any person acquainted with the facts of the case so as to dissuade him/ her from disclosing such facts to the Court or to any police officer or tamper with the evidence in any manner.
- (vi) The petitioner shall not in any manner misuse his liberty.
- (vii) The petitioner shall furnish his address and mobile number by way of an affidavit to the trial Court and not change the same till conclusion of trial and if for any reasons, he seeks to change either of the aforesaid, it shall be done only with prior information to the learned trial Court.
- (viii) The petitioner shall not leave the country without prior permission of the trial Court.
- (ix) The trial Court/Duty Magistrate may impose any other condition, as deemed appropriate while releasing the petitioner.

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9. It is made abundantly clear that in case there is any breach of the aforesaid conditions, the State shall be at liberty to seek cancellation of bail as granted to the petitioner by this order.

10. In view of the above, it is clarified that the observations made herein above are limited for the purpose of present proceedings and would not be construed as any opinion on the merits of the case and the trial would proceed independently of the aforesaid observations.

18.11.2025

parveen kumar

(AMAN CHAUDHARY)
JUDGE

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