



249

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

CRM-M-28280-2025

Date of Decision:27.05.2025

MUKHTAR SINGH

...PETITIONER

VS.

STATE OF PUNJAB

...RESPONDENT

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

Present : Mr. S.P. Soi, Advocate
for the petitioner.

Mr. M.S. Bajwa, DAG, Punjab.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the present petition under Section 483 of BNSS, 2023 with a prayer to grant regular bail to him in case FIR No.30 dated 13.02.2025, registered under Sections 308(2), 316(2), 318(4), 319(2), 336(3), 338, 3(5) of BNS, 2023 & Section 13 of Punjab Travel Professionals (Regulation) Act, 2014, Police Station Rama Mandi District Police Commissionerate Jalandhar.

2. Learned counsel for the petitioner contends that the petitioner has been falsely involved in the present case by concocted a false story and the allegations on the face of are highly unbelievable. It has been falsely alleged that the petitioner had illegally collected a sum of Rs.5,00,000/- from the wife of the complainant. The petitioner was arrested in the present case on



14.02.2025 and is in custody for the last more than 03 months. After completion of investigation, the challan has been presented against him and no witness has been examined so far.

3. On the other hand, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner on the ground that the petitioner is a habitual criminal and he is involved in two more cases under the provisions of NDPS Act. However, he is on bail in the said cases.

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

5. In the present case, the petitioner is in custody for the last more than 03 months and challan has already been filed. Moreover, no witness has been examined by the prosecution so far and the trial is not likely to conclude in near future. Thus, the further custody of the petitioner will not serve any useful purpose.

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

7. In case, the petitioner violates any of the conditions mentioned above, it shall be viewed seriously and the concession of bail granted to him shall be liable to be cancelled and the prosecution shall be at liberty to move an application in this regard.

27.05.2025
vipin

(N.S. SHEKHAWAT)
JUDGE

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