

2025:PHHC:150099



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

201

CRM-M-32426-2025
Date of decision: 31.10.2025

SATISH KUMAR

.....Petitioner

VERSUS

STATE OF HARYANA

.....Respondent

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present: - Mr. Pranav Arora, Advocate for
Mr. Aditya Sanghi, Advocate for the petitioner.

Ms. Chhavi Sharma, Asstt. A.G. Haryana
for the respondent-State.

VINOD S. BHARDWAJ, J. (Oral)

1. The instant petition has been filed under Section 483 of The Bharatiya Nagarik Suraksha Sanhita, 2023, for grant of regular bail in case bearing FIR No. 185 dated 14.08.2022, registered under Section(s) 302 and 34 of the Indian Penal Code, 1860 at Police Station Kosli, District Rewari.

2. For reference, the allegations as per the FIR extracted as under:-

"To, the SHO, Police Station Kosli. It is submitted that 1, Gunjan wife of Pramod, resident of Kheri Jat, District Jhajjar, got married approximately 4 months ago to Pramod (aged 34 years), son of Omprakash. Since the time of marriage, I have been residing with my husband



*Pramod in a rented house belonging to Bhagwan Dass Khatik located in Mohalla Vishwakarma Colony, Kosli. My husband Pramod used to work at a cloth shop. Yesterday, on 13.08.2022 time at around 7:00/8:00 in the evening, both of us (husband and wife) were at our rented house. Our motorcycle was parked in the street. At that time, Satish S/o Maman Chand, who resides ahead of our house and drives an auto, was passing in front of our house in his auto while going home. As soon as he reached in front of our house, he stopped his auto and started abusing my husband with filthy language. My husband Pramod and I came outside, and my husband asked Satish why he was abusing him. To this, Satish said that you always park your motorcycle in the street today, I will show you where to park the motorcycle. **Satish then grabbed my husband by the collar and started beating him with slaps and fists. At the same time, Satish's son Jatin came with a jack rod (taken out from the auto) in his hand and hit my husband on the head. Due to these injuries, my husband Pramod fell unconscious on the ground. Both father and son kept hitting my husband. I kept shouting to save my husband.** When the nearby people came out of their houses, they left my husband and went away. I arranged a means of transportation and brought my husband to the government hospital in Kosli. Due to the seriousness of the injuries, he was referred to P.G.I. Rohtak." Thereupon, I took my injured husband to PGI Rohtak, where the doctors declared that my husband died due to the injuries inflicted by Satish and his son Jatin. Legal action may be taken against them. Today, I have brought my sister-in-law Pravesh along with me. My husband earlier resided in*



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*Ghaziabad, Uttar Pradesh, and his ID is Pravesh. SD - Gunjan; Complainant: Gunjan W/o Pramod, R/o Kheri Jat; Date: 14.08.2022; Mobile No.: 9992350683. **Police Proceedings:-** On the night of 13-14/08/2022, a rukka was received from SDH Kosli that Pramod S/o Omprakash R/o Kosli, who had been injured in a fight, was brought to SDH Kosli. Due to his critical condition, the MLR was not prepared and the doctor on the rukka itself referred him to PGIMS Rohtak. Upon receiving this information, ESI Ashok along with HC Sachin No. 346 and Constable Vikas No. 31 reached PGIMS Rohtak, where information was received from the police station that Pramod S/o Omprakash R/o Kosli had passed away. The police station received rukka from PGIMS stating "Brought Dead". At PGIMS, Smt. Gunjan W/o deceased Pramod, along with her sister-in-law Pravesh, submitted the following application. On the basis of the contents of the above application and the rukka stating "Brought Dead," the offence under Sections 302 and 34 IPC was found to be made out. Accordingly, FIR No. 185 dated 14.08.2022 under Sections 302/34 IPC was registered at Police Station Kosli. After registration of case number be informed and special report be sent to Ld. Magistrate and senior police officials. Officials have been informed through telephone. I the ESI is now carrying out proceedings u/s 174 CRPC. Today AT PGIMS Rohtak. ESI Ashok Kumar, Police Station Kosli, Dated 14-08-2022 Time 8.15 AM"*

3. Learned counsel appearing on behalf of the petitioner contends that, as per the case of the prosecution, the fatal injury inflicted with a jack

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rod on the head of the deceased has been specifically attributed to Jatin, the son of the petitioner. It is submitted that the petitioner has been in custody since 15.08.2022, and despite having undergone actual incarceration for over three years, only two prosecution witnesses have been examined out of the twenty cited. Learned counsel further submits that although the final report was filed in December 2022 and charges were framed in 2023, the complainant has been deliberately evading appearance and has failed to get his testimony recorded before the trial Court. It is also urged that no recovery of any nature whatsoever has been effected from the petitioner, and that he is not involved in any other criminal case.

4. Counsel for the respondent-State has files the status report dated 28.10.2025 in the Court today and the same is taken on record and he does not dispute the facts as noticed above.

5. I have heard learned counsel appearing on behalf of the respective parties.

6. In view of the facts noticed above and taking into consideration the period of actual custody undergone, the role attributed to the petitioner, he not being the main accused and bearing in mind the stage of trial, I deem it appropriate to enlarge the petitioner on regular bail to the satisfaction of the trial Court.

7. The instant petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing requisite bail bond/surety bond to the satisfaction of the trial Court/Duty Magistrate, concerned.



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8. It is made clear that the petitioner shall not extend any threat and shall not influence any prosecution witnesses in any manner directly or indirectly.

9. The observation made hereinabove shall not be construed as an expression on the merits of the case and the Trial Court shall decide the case on the basis of available material.

OCTOBER 31, 2025
Vishal Sharma

(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No