



CRM-M-33277-2025(O&M)
IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-33277-2025(O&M)

Decided on:29.08.2025

Parveen

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. B.S. Tewatia, Advocate for the petitioner.

Mr. Amish Sharma, AAG, Haryana.

SANJAY VASHISTH, J.**CRM-27658-2025**

i) Present application has been filed under Section 528 of BNSS, seeking preponement of the date of hearing of the main case i.e. CRM-M-33277-2025

ii) As the main case is listed today itself for hearing, present application has become infructuous.

iii) Dismissed as having become infructuous.

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1. Present petition has been filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita (BNSS), seeking regular bail in FIR No. 78 dated 28.02.2025, under Sections 115, 118(1), 190, 191(2), 191(3), 351(2) of BNS (Sections 117(2), 118(2), 238 of BNS were added



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later on), registered at Police Station Adarsh Nagar, Ballabgrah, District Faridabad.

2. Learned counsel for the petitioner submits that the allegation against the petitioner is of assaulting the complainant, Devidayal Saini, initially by inflicting blows with a brick and subsequently by striking him with a stick on both hands. It is further submitted that the alleged offences are triable by the Court of the learned Magistrate. Counsel also submits that none of the injury caused by a sharp-edged weapon, has been attributed to the petitioner; therefore, no offence punishable under Section 118(2) can be alleged to be committed.

Learned counsel further refers to the medical opinion dated 23.02.2025 (Annexure P-7), wherein it has been opined that '***possibility of self-inflicted injuries cannot be ruled out.***' It is also submitted that petitioner is in custody since 08.03.2025, and recording of statements of prosecution witnesses has not yet commenced. Thus, counsel prays for grant of regular bail.

3. Learned State Counsel opposes the prayer for grant of regular bail and submits that the allegations against the petitioner are serious in nature, involving assault resulting in injuries to the complainant. It is submitted that the petitioner played an active role in the commission of the offence by inflicting blows with a brick and a stick, causing injuries to the victim. The nature and gravity of the offence, coupled with the present stage of the trial, are relevant considerations. Releasing the petitioner at this juncture may adversely affect the ongoing



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proceedings, particularly as the statements of prosecution witnesses are yet to be recorded. It is further submitted that there exists a reasonable apprehension that the petitioner may influence the witnesses or tamper with the evidence. Therefore, learned State Counsel prays for the dismissal of the present bail petition.

4. Having heard learned counsel for the parties and perused the material available on record, including medical opinion dated 23.02.2025 (Annexure P-7), wherein it is observed that the possibility of self-inflicted injuries cannot be ruled out, this Court is of the opinion that the petitioner deserves the concession of regular bail. It is noticed that petitioner is in custody since 08.03.2025, and the trial is yet to commence as the statements of prosecution witnesses have not been recorded. The offences alleged are triable by the Magistrate, and no injury caused by a sharp-edged weapon has been attributed to the petitioner. This Court finds merit in the prayer of the petitioner.

Consequently, the prayer made in the present petition is **allowed**. Petitioner is ordered to be released on regular bail, subject to his furnishing bail/surety bonds to the satisfaction of the learned Trial Court/Chief Judicial Magistrate/Illaq Magistrate/Duty Magistrate concerned, if not required in any other case.

5. Any of the discussion done and recorded hereabove, shall not be construed as an expression of opinion on the facts of the case. Therefore, trial Court is expected to decide the case by taking an



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independent view, on the basis of evidence available on record, as
expeditiously as possible in accordance with law.

6. Petition stands disposed of.

(SANJAY VASHISTH)
JUDGE

August 29, 2025
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Whether Speaking/Reasoned: **YES/NO**
Whether Reportable: **YES/NO**