



253

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

CRM-M-33939-2025

Date of Decision:08.07.2025

SAHIL ALIAS KALU ALIAS SAHIL SINGH

...PETITIONER

VS.

STATE OF PUNJAB

...RESPONDENT

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

Present : Mr. Ashish Gupta, Advocate
for the petitioner.

Mr. Ravneet Singh Joshi, Deputy, A.G., 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.394 dated 30.10.2024, registered under Sections 109, 331(7), 115(2), 126(2), 121(1), 122, 303(2) of BNS, 2023 (Sections 238, 191(3), 190 of BNS added later on), Police Station City Faridkot, District Faridkot.

2. Learned counsel for the petitioner contends that as per the allegations levelled by the complainant, the petitioner was allegedly armed with an iron rod and had caused injury on the head of Sadanand, injured with an intention to kill him. However, from the medical record, it is apparent that the said injury was not declared to be dangerous to life. Learned counsel further contends that even the offence under Section 109 of BNS was added on 03.01.2025, i.e. almost after two months of the occurrence, just to make the



offence graver, without any medical evidence. Learned counsel further contends that Sadanand, injured has already been discharged from the hospital and is hale and hearty. The petitioner was wrongly arrested in the present case on 28.01.2025 and is in custody for the last 05 months.

3. On the other hand, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner on the ground that serious allegations have been levelled against the present petitioner and he does not deserve the concession of bail by this Court.

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

5. In the present case, the petitioner is stated to be in custody for the last more than 05 months and the injured has been discharged long ago. Moreover, the final report under Section 173 Cr.P.C. has been presented against the petitioner and the trial is not likely to conclude in near future. Moreover, there is no evidence to suggest that the petitioner is in a position to influence the witnesses of the prosecution or may abscond from the process of law. 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 and the petitioner is ordered to be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate, concerned.

08.07.2025
vipin

(N.S. SHEKHAWAT)
JUDGE

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