

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

213

2025:PHHC:167432



CRM-M-38167-2025 (O&M)
Date of decision: 02.12.2025.

GURPINDER SINGH @ GOPI @ BILLA

...Petitioner(s)

VERSUS

THE STATE OF PUNJAB

...Respondent(s)

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

Present :- Ms. Amarjot Kaur, Advocate,
for the petitioner.

Mr. Mohit Kapoor, Sr. DAG, Punjab.

VINOD S. BHARDWAJ, J. (Oral)

The present petition has been filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023, for grant of regular bail to the petitioner in case bearing FIR No.61 dated 29.03.2023, under Section(s) 307, 323, 324, 341, 427, 506, 148 and 149 of the Indian Penal Code, 1860, (Section 326 of the IPC added later on) registered at Police Station City Gurdaspur, District Gurdaspur.

2 Learned counsel appearing for the petitioner submits that the only allegation attributed to the petitioner is that he raised a lalkara, allegedly inciting his companions to cause injuries. It is alleged that as per the FIR, the

injury attracting offence under Section 109 of the Bharatiya Nyaya Sanhita, 2023 (hereafter to be referred as 'BNS 2023') is attributed to the other accused Gurpreet @ Gopi and that the petitioner is in custody since 24.02.2025 and as such, he has undergone actual custody for a period of more than 09 months. She submits that the petitioner is involved in only one other case, in which he has already been granted bail. She further submits that the charges against the petitioner have not been framed so far and the trial is likely to take a long time to conclude.

3 State counsel does not dispute the factual aspects as noticed above. He, however, submits that the petitioner is involved in another case bearing FIR No. 07 dated 07.02.2025 registered under Section 261, 262, 263(b) and 61(2) of BNS 2023 at PS Dhariwal.

4 Having heard learned counsel for the parties and taking into consideration the period of custody undergone by the petitioner, which is more than 9 months, the age of the petitioner i.e. 27 years and the stage of the trial, where even the charge has not yet been framed and the trial is likely to take considerable time to conclude, I deem it appropriate to allow the present petition. Accordingly, the petition stands allowed. The petitioner is ordered to be released on bail on his furnishing requisite bail bond/surety bond to the satisfaction of the Trial Court/Duty Magistrate, concerned.

5 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.

6 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.

December 02, 2025.
raj arora

(VINOD S. BHARDWAJ)
JUDGE

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