

CRM-M-40247-2025 (O & M)

2025:PHHC:129270



::1::

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH
(224-2 cases) Date of decision: 17.09.2025

(1) CRM-M-40247-2025 (O & M)

Ritik @ Jatt

.... Petitioner

V/s

State of Punjab and anr.

...Respondents

(2) CRM-M-39429-2025 (O & M)

Deepak

.... Petitioner

V/s

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Naveen Bawa, Advocate, (in CRM-M-40247)
 Mr. Naveen Sharma, Advocate (in CRM-M-39429)
 for the petitioners.

Mr. M.S. Toor, AAG, Punjab.

JASJIT SINGH BEDI, J. (Oral)

This order shall dispose of two criminal miscellaneous petitions
i.e. **CRM-M-40247-2025 and CRM-M-39429-2025** as they arise out of the
same FIR.

2. The petitioners, namely, Ritik @ Jatt (in CRM-M-40247-2025)
and Deepak (in CRM-M-39429-2025) seek the grant of regular bail under
Section 483 of BNSS in case bearing FIR No.0002 dated 18.01.2023 under
Sections 307, 323, 324, 506, 148 and 149 IPC (Sections 326 IPC added later
on) registered at Police Station Daba, District Ludhiana.



3. For the sake of convenience, the facts are being taken from the petition bearing No. CRM-M-40247-2025.

4. The present FIR came to be registered at the instance of Manish Kumar and reads as under:-

Statement of Manish Kumar son of Rakesh Kumar resident of Street No. 1, Adarsh Colony, Daba, Lohara Road, Ludhiana age approximately 26 years, Mobile No. 6283184486 that I am the resident of the above said address and run the business of stickers. Yesterday on dated 17.01.2023, I alongwith my friends namely Ravi and Ajay Kumar etc. was standing in my house locality then Handa, Sandy, Jatt Manu and other 5/6 unknown persons came near to our houses on motorcycle and they started to consume liquor over there. We stopped them from doing so and the above said persons left the place, this incident is of time about 6/7 PM. Thereafter, we went over there in vacant plot at time about 8:30 pm, where we used to stand after getting free from the work and thereafter, the above said persons came on their motorcycles, who were holding dattar, sticks in their hands and by coming Jatt hit with dattar holding in his hand on my head with intention to kill and thereafter, one blow of dattar was given by Handa which was in his hand on my head and due to that I fell on the ground and raised the voice marta marta. While I was lying down, Sandy and other unknown persons caused me injuries. The above said persons after seeing the gathering of the people fled away from the spot on their motorcycles with their weapons while extending the life threats to us. I became unconscious. If the people did not gather, then the above said persons would had killed me Reason behind the grudge is that the above said persons were stopped



to raise the voice after consuming liquor in the locality. I was admitted in the civil hospital Ludhiana by my brother, from where Doctors referred me to Sector 32 (GMCH) Hospital Chandigarh and when I gained the consciousness then I was under the treatment in Ward No. 41, in sector 32 (GMCH) Hospital, Chandigarh. I can tell to you also that now I have come to know that the above said persons have also caused the injuries to my friends Ravi, Ajay Kumar etc. Statement has been got recorded to you, heard, read, it is correct. SD/- Manish Kumar.

5. The learned counsel for the petitioner-Ritik @ Jatt (in CRM-M-40247-2025) contends that, though, the petitioner is stated to be one of the main accused, as he is in custody since 21.03.2023, but only 02 out of the 17 prosecution witnesses have been examined so far, the Trial of the present case is not likely to be concluded anytime soon and therefore, he is entitled to the concession of bail.

6. The learned counsel for the petitioner-Deepak (in CRM-M-39429-2025) contends that the petitioner is not named in the FIR but only in the supplementary statement of the complainant and in the statements under Section 161 Cr.P.C. of the injured witnesses. No specific injury has been attributed to him. As he is in custody since 20.03.2023 and only 02 of the 17 prosecution witnesses have been examined so far, the Trial of the present case is not likely to be concluded anytime soon and therefore, he too is entitled to the concession of bail.



7. The learned counsel for the State has filed separate replies dated 17.09.2025 in both the petitions which are taken on record. While referring to the case of the petitioner-Ritik @ Jatt (in CRM-M-40247-2025), he contends that the petitioner is duly named in the FIR. He is also named in the statements of the injured witnesses. He has caused grievous injuries on the head of the complainant. The recovery of a *datar* has been effected from him. Therefore, he is not entitled to the concession of bail.

As regards, the petitioner-Deepak (in CRM-M-39429-2025), he contends that, though, the petitioner has not been named in the FIR but he has been named in the supplementary statement of the complainant and the statements recorded during the course of investigation of injured witnesses. The nature of allegations levelled against him being a part of the unlawful assembly, do not entitle him to the concession of bail.

He, however, concedes that both the petitioners are first-time offenders, in custody since 21.03.2023 and 20.03.2023 respectively and that only 02 of the 17 prosecution witnesses have been examined so far.

8. I have heard the learned counsel for the parties.

9. The veracity of the prosecution case against the petitioners and their co-accused shall be adjudicated upon during the course of the Trial. None of the injured have suffered any permanent disability and are carrying on with their daily pursuits. The petitioners are stated to be first-time offenders, in custody since 21.03.2023 and 20.03.2023 respectively but only 02 of the 17 prosecution witnesses have been examined so far.



Therefore, the Trial of the present case is not likely to be concluded anytime soon. In this situation, their further incarceration is not required.

10. Thus, without commenting on the merits of the case, the present petitions are allowed and the petitioners, namely, Ritik @ Jatt (in CRM-M-40247-2025) and Deepak (in CRM-M-39429-2025) are ordered to be released on bail subject to their furnishing bail bonds and surety bonds each to the satisfaction of learned CJM/Duty Magistrate, concerned.

11. If any attempt whatsoever is made by the petitioners and/or their family members/friends to contact/threaten/intimidate any of the witnesses of the present occurrence, the State/complainant shall be at liberty to move an application for cancellation of bail granted vide this order.

12. In addition, the petitioners (or anyone on their behalf) shall prepare an FDR in the sum of Rs.25,000/- each and deposit the same with the Trial Court. The same would be liable to be forfeited as per law in case of the absence of the petitioners from trial without sufficient cause.

13. These petitions stand disposed of.

14. The pending application(s), if any, shall stand disposed of accordingly.

15. A copy of this order be placed on the files of the connected petition bearing No. CRM-M-39429-2025 tiled as ‘Deepak versus State of Punjab’.