

CRM-M-40836-2025

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**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH
CRM-M-40836-2025**

Prince Boxer

...Petitioner

Versus

State of Punjab

..Respondent

Sr. No.	Particulars	Details
1	The date when the judgment is reserved	19.11.2025
2	The date when the judgment is pronounced	28.11.2025
3	The date when the judgment is uploaded on the website	28.11.2025
4	Whether only operative part of the judgment is pronounced or full judgment is pronounced	Full
5	The delay, if any, of the pronouncement of full judgment, and reasons thereof	Not applicable

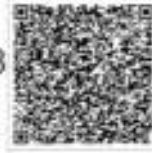
CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Ms. Suresh Kumari Saran, Advocate for the petitioner.
Ms. Sakshi Bakshi, Assistant Advocate General, Punjab.

MANISHA BATRA, J :-

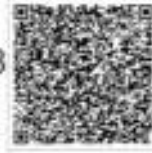
The present petition has been filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') by the petitioner seeking grant of regular bail in case bearing FIR No. 20 dated 01.02.2024 registered under Sections 302 and 34 of IPC and Sections 25 and 27 of Arms Act at Police Station Gate Hakima, District Police Commissionerate, Amritsar.

2. The aforementioned FIR was registered on the basis of a statement recorded by the complainant Suman alleging therein that her father Sh. Yashpal was running a canteen at Government School, Gate Hakima. During the evening time, he used to sell eggs on a cart outside the school premises itself. On 01.02.2024, at about 5:00 PM, he had gone for



selling eggs. At about 6:40 PM, she received a message that someone had injured her father by firing gunshots and had been admitted to the hospital. On reaching there, she found him to be dead. She alleged that one Harjit Singh @ Raja had taken a sum of Rs. 2,00,000/- from her to provide a job, but had not done so. She had demanded the aforementioned amount and then Harjit Singh had filed a civil suit against her. He had also been pressurizing her to perform marriage with him and raised suspicion that her father had been killed by accused Harjit Singh. After registration of FIR, investigation proceedings were initiated. Post mortem examination of dead body was conducted.

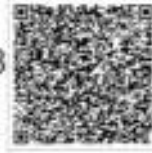
3. As per the further allegations, on 16.02.2024, the complainant recorded statement before the Investigating Officer alleging that on 15.02.2024, she had gone to the house of her sister Prabh Kaur and the accused Deepak Pratap @ Bholu, who was son of sister-in-law of Prabh Kaur was heard making conversation on phone that he had paid a sum of Rs. 1,00,000/- for committing murder of the father of the complainant to petitioner and co-accused Guggu and Joban and that he could not pay any more amount of money to them. She recorded in her statement that she already knew the petitioner and above named Joban and Guggu as she used to visit the house of her sister and these persons used to come to meet accused Deepak Pratap. On his statement, the petitioner along with the aforesaid persons was nominated as an accused. Accused Deepak Pratap was arrested on 16.02.2024. He suffered disclosure statement to the effect that on 01.02.2024, the petitioner along with the co-accused and Joban and Danish had come to his house and he had asked them to commit murder of Yashpal



as he was having suspicion that the former was having illicit relationship with his mother Sheetal. On the basis of his disclosure, the petitioner was nominated as an accused. He was arrested on 24.02.2024. He too suffered a disclosure statement admitting that on asking of Deepak Pratap, he along with the co-accused had agreed to commit murder of the victim Yashpal and that on 01.02.2024, he along with the above named Joban and Danish had done reiki and then had fired shots at Yashpal and then accused Danish had fired three shots thereby killing the victim. The co-accused Jobanpreet was arrested on 20.04.2024. Investigation now stands completed and the petitioner along with the co-accused is facing trial for commission of aforementioned offences.

4. It is argued by learned counsel for the petitioner that he has been falsely implicated in this case on the basis of disclosure statement of the co-accused which cannot be considered to be admissible in evidence. There is no eye-witness to the murder of the victim. The case is based upon circumstantial evidence and there is no circumstance to connect the petitioner with the crime. He is in custody since 24.02.2024. His involvement in other cases cannot be considered to be a reason for denying benefit of bail to him. Trial will take considerable time to conclude. His further incarceration would not serve any useful purpose. It is, therefore, argued that he deserves to be released on bail.

5. Status report has been filed. Learned State counsel has argued that keeping in view the gravity of the allegations as levelled against the petitioner and his criminal antecedents, he does not deserve to be released on bail. Therefore, it is urged that the petition does not deserve to be allowed.



6. This Court has heard learned counsel for the parties at considerable length.

7. The petitioner along with the co-accused is alleged to have committed the murder of the victim in pursuance of a conspiracy hatched by them. He has been in custody since 24.02.2024. There are serious allegations against the petitioner. His active involvement in the crime is *prima facie* made out. The well settled proposition of law is that mere prolonged period of custody or the fact that the trial is likely to take time by itself or coupled with the period of incarceration are not sufficient grounds for enlarging an accused on bail, when the offence alleged is serious. Reference in this context can be had to the observations made in ***Parmod Kumar Saxena Vs. UOI, 2008(63) ACC (SC), Chenna Boyanna Krishna Yadav Vs. State of Maharashtra, (2007) 1 SCC, 242*** and ***State through CBI Vs. Amaramani Tripathi, 2005(4) RCR (Criminal) 280(SC)***. Keeping in view the gravity of the allegations as levelled against the petitioner, the quantum of sentence which the conviction may entail and the attendant facts and circumstances of the case but without meaning to make any comment on the merits thereof, I am of the considered opinion that the petition does not deserve to be allowed. Accordingly, the same is dismissed.

8. Since the main petition has been dismissed, pending application, if any, is rendered infructuous.

[MANISHA BATRA]
JUDGE

28th November, 2025

Parveen Sharma

1. Whether speaking/ reasoned
2. Whether reportable

: Yes / No
: Yes / No