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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH****CRM-M-41429-2025 (O&M)**

Date of Decision: 19.11.2025

Dharampal @ Bittu

..... Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJPresent: Ms. Gurdeep Kaur, Advocate
for the petitioner.

Mr. Raj Karan Singh, AAG, Punjab.

Rajesh Bhardwaj, J. (ORAL)

1. Petitioner has approached by way of filing the present second petition praying for grant of regular bail in case FIR No.148 dated 08.09.2024 under Sections 303(2), 317(2) of BNS (Section 112 of BNS added subsequently) registered at Police Station City Fazilka.

2. Succinctly, facts of the case are that on 08.09.2024, the Police party while on patrolling received a secret information to the effect that four persons namely, Dharampal @ Bittu (present petitioner), Jaskaran Singh @ Jassu, Jagga Singh and Gurpreet Singh @ Gori are involved in stealing motorcycles and selling the same. It was alleged that if the raid is conducted, they could be apprehended as they were waiting for their customers. On receiving the secret information, raid was conducted and the vehicle as disclosed was recovered from them. Thus, the FIR was registered and they were arrested on the spot. On registration of the FIR, the investigation commenced. The petitioner approached the Court of learned Sessions Judge,



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Fazilka praying for grant of regular bail. However, after hearing both the sides, the learned Court finding no merit in the same, dismissed the bail application filed by the petitioner vide order dated 21.07.2025. Aggrieved by the same, the petitioner earlier approached this Court by way of filing of CRM-M-64149-2024, however, the same was dismissed as withdrawn vide order dated 22.05.2025. Hence, the petitioner has approached this Court praying for grant of bail by way of filing the present second petition.

3. Learned counsel for the petitioner, at the outset, prays for the grant of bail to the petitioner on the basis of parity with that of the co-accused, namely, Gurpreet Singh @ Gori. She has drawn the attention of this Court to the order dated 14.07.2025, passed in **CRM-M-26337-2025**, whereby, co-accused Gurpreet Singh @ Gori has been granted regular bail by this Court. She submits that the petitioner is behind bars since 08.09.2024. She submits that on the basis of the parity, the petitioner deserves to be granted bail as the case of the petitioner is similar to that of the said co-accused, who has already been granted bail.

4. Learned State counsel has endorsed the factum of grant of bail to the co-accused of the petitioner as stated above and has not denied that the petitioner is at par with the co-accused, namely, Gurpreet Singh @ Gori. He has placed on record the custody certificate of the petitioner.

5. After hearing learned counsel for the parties and perusing the record, it is deciphered that the petitioner is behind bars since 08.09.2024. Co-accused, namely, Gurpreet Singh @ Gori is on bail and the case of the petitioner as stated is at par with him. Custody certificate of the petitioner would reveal that the petitioner has suffered an incarceration of 01 year, 02



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months & 07 days as on 18.11.2025. It further reveals that the petitioner is not involved in any other case.

6. This Court would refrain itself from commenting anything on the merits of the case. Keeping in view the arguments raised by both the sides, this Court is of the opinion that learned counsel for the petitioner succeeds in making out a case for grant of regular bail to the petitioner on the basis of parity. Accordingly, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate.

7. Nothing said herein shall be treated as an expression of opinion on the merits of the case.

8. Since the present petition is allowed, application bearing CRM-39121-2025, praying for grant of interim bail, stands disposed of as having been rendered infructuous.

19.11.2025*ps-I***(RAJESH BHARDWAJ)
JUDGE**

Whether Speaking/Reasoned :	Yes/No
Whether Reportable :	Yes/No