

2025:PHHC:104875



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

270

CRM M-42753 of 2025

Date of Decision: 12.08.2025

Avtar Singh @ Tari

...Petitioner

Versus

State of Punjab

... Respondent

CORAM : HON'BLE MR. JUSTICE N.S.SHEKHAWAT

Present : Mr. Shubham Goyal, Advocate, for the petitioner.

Mr. I.P.S. Sabharwal, DAG, Punjab.

N.S.SHEKHAWAT, J. (Oral)

1. The petitioner has filed the second petition under Section 483 of B.N.S.S., 2023 with a prayer to grant a regular bail in case FIR No. 14 dated 21.01.2025 under sections 115(2), 311, 317(2), 190 and 191(3) of Bharatiya Nyaya Sanhita, 2023 registered at Police Shahkot, District Jalandhar.

2. Learned counsel for the petitioner contends that the petitioner has been falsely involved in the present case only on the basis of suspicion. In fact, it has been alleged that Shekhu and Sahil and one more had allegedly cheated the complainant in the present case. However, Sahil and Shekhu were also known to the

complainant. Learned counsel for the petitioner has placed reliance on the order dated 21.02.2023 (Annexure P-2) and order dated 25.04.2025 (Annexure P-3) to contend that Shekhu has been allowed the concession of anticipatory bail by this Court. The petitioner was arrested in the present case on 03.03.2025 and is in custody for the last about 05 months. After completion of investigation, the *challan* has been presented against him and his custody may not be required.

3. On the other hand, learned State counsel has vehemently opposed the prayer made by the learned counsel for the petitioner on the ground that there are two more criminal cases against the petitioner and the petitioner is not entitled for the concession of regular bail.

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

5. It is not in dispute that Shekhu, who was mentioned in the FIR has already been allowed the concession of anticipatory bail by this Court vide order dated 25.04.2023 (Annexure P-3) passed by this Court. Rather, the case of the petitioner is on better footing than him. The prosecution is yet to lead evidence with regard to his involvement of the crime.

6. In view of the above, without commenting any further on the merits, the present petition is allowed and the petitioner is ordered

to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the learned trial Court/Duty Magistrate/CJM concerned.

12.08.2025	(N.S.SHEKHAWAT)
amit rana	JUDGE
Whether reasoned/speaking	: Yes/No
Whether reportable	: Yes/No