



::1::

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

(223)

**CRM-M-42723-2025 (O & M)
Date of Decision:-01.09.2025**

Suman

.....Petitioner.

Vs.

State of Haryana

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present:- Mr. Sandeep Yadav, Advocate, for the Petitioner.

Mr. T.P. Singh, Sr. DAG, Haryana.

JASJIT SINGH BEDI, J.(ORAL)

The prayer in the present petition under Section 483 of BNSS, 2023 is for the grant of regular bail in case FIR No.125 dated 14.05.2025 under Sections 110, 115, 118(1), 190, 191(2), 191(3), 351(3) of BNS, 2023 (later on added Section 115(2), 118(2) of BNS, 2023) registered at Police Station Salhwas, Jhajjar, Haryana.

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

To, S.H.O Sir, Police Station Salhawwas, Sir, I request that I am Manoj Kumar S/o Shri Jagdish, resident of village Bhurawas, who lives with my family in the fields outside the village. Today on 14.05.2025 at about 12 noon, construction work was going on in our house, where Ramesh S/O Suraj Bhan, Vikram S/O Ramesh, Suman D/O Ramesh, Puja W/O Vikram, Bholu S/O



::2::

Naresh resident of Kot and other 10-12 boys quarreled with us in front of our house and beat us, in which members of our family, Bimla W/O Jagdish, Dharmender S/O Jagdish, Manoj Kumar S/O Jagdish, Suresh S/O Jagdish, Rajwanti W/O Manoj Kumar, Yogesh S/O Anil were attacked with kassi, lathi and sticks and threatened to kill us, due to which all of us have been injured a lot. In the fight, my elder brother Dharmender was referred to Rohtak by the doctor, who is in G.H. Jhajjar, I have submitted the application in front of my family. Legal action should be taken against Ramesh S/O Suraj Bhan, Vikram S/O Ramesh, Suman D/O Ramesh, Puja W/O Vikram village Bhurawas and Bholu S/O Naresh R/o Kot and other 10-12 boys. SD- Applicant Manoj Kumar.

3. The learned counsel for the petitioner contends that the petitioner has been falsely implicated in the present case. No specific role has been attributed to her. The injury attracting Section 118(2) of BNS (326 IPC) has been attributed to her co-accused Vikram on the person of Dharmender. As she is in custody since 21.06.2025 but none of the 20 prosecution witnesses has been examined so far, the Trial of the present case is not likely to be concluded anytime soon and therefore, she is entitled to the concession of bail.

4. The learned counsel for the State, on the other hand, has filed a reply dated 28.08.2025 which is taken on record. While referring to the said reply, he contends that the allegations levelled against the petitioner are grave and therefore, she is not entitled to the concession of bail. He, however, concedes that the offence under Section 110 BNS (308 IPC) has been deleted and Section 118(2) BNS (326 IPC) has been added. While the petitioner has not been attributed any specific injury, it is the



CRM-M-42723-2025

::3::

co-accused/Vikram who has been attributed injury under Section 118(2) IPC. He also concedes that the petitioner is in custody since 21.06.2025 and that none of the 20 prosecution witnesses has been examined so far.

5. I have heard the learned counsel for the parties.
6. The veracity of the prosecution case against the petitioner and her co-accused shall be adjudicated during the course of the Trial. Admittedly, the petitioner is in custody since 21.06.2025 but none of the 20 prosecution has been examined so far. Therefore, the Trial in the present case is not likely to be concluded anytime soon. In this situation, the further incarceration of the petitioner is not required, moreso, when no specific role has been attributed to her and the injury attracting Section 118(2) BNS has been attributed to a co-accused/Vikram.
7. Thus, without commenting upon the merits of the case, the present petition is allowed and the petitioner, namely, Suman is ordered to be released on bail to the satisfaction of the Trial Court/Duty Magistrate concerned.
8. The petition stands disposed of.
9. The pending application(s), if any, shall stand disposed of accordingly.

(JASJIT SINGH BEDI)
JUDGE

September 01, 2025
sukhpreet

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No