



CRM-M-42832-2025

1

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

CRM-M-42832-2025

Date of decision : 12.08.2025

Harpreet Singh @ Happy**.....Petitioner****versus****State of Punjab****..... Respondent****CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ**

Present :- Mr. Rahi Mehra, Advocate
for the petitioner (through V.C.).

Mr. Raj Karan Singh, A.A.G., Punjab.

RAJESH BHARDWAJ, J. (Oral)

1. Present petition has been filed for grant of regular bail to the petitioner in case FIR No.241 dated 11.11.2024, under Section 111 of BNS (Sections 109 & 3(5) of BNS added later on) and Section 25 of Arms Act, registered at Police Station Lopoke, District Amritsar Rural.
2. Succinctly the facts of the case are that on 11.11.2024, the police party while on patrolling, received a secret information to the effect that Doni and Prabh Dasuwal were professional gangsters and they were promoting communalism and target killing in Punjab, while sitting in abroad. Their two special shooters, namely, Khushpreet Singh and Harpreet Singh had also fired shots in village Gharyala District Tarn Taran. It was further informed that both of them were in their white coloured Verna car and were roaming in that area. If the raid is conducted, they could be arrested along with their weapons. On receiving the information, the raiding party was constituted and they reached at the place as informed. The persons as informed, were found present at the place disclosed in the car. The petitioner was also found sitting in the car and thus, he was also arrested on 11.11.2024. The petitioner approached the learned Additional



Sessions Judge, Amritsar for grant of bail, however, after hearing both the sides, the same was declined by the learned Additional Sessions Judge, Amritsar vide order dated 04.04.2025. Aggrieved by the same, the petitioner is before this Court by way of filing the present petition.

3. Learned counsel for the petitioner, at the outset, prays for the grant of bail on the basis of parity with that of the co-accused. He has drawn the attention of this Court to the order passed by this Court in **CRM-M-11934-2025** and **CRM-M-21977-2025** dated 22.07.2025 and 29.07.2025, respectively, whereby co-accused of the petitioner, namely, Gurmanpreet Singh @ Gurman and Chandan Singh @ Chand, have been granted the concession of bail. He has submitted that case of the petitioner is at par with the co-accused, who have been granted bail by this Court. He submits that on the basis of the parity, petitioner deserves to be granted bail as case of the petitioner is similar to that of the co-accused, who have already been granted bail.

4. Per contra, learned State counsel has opposed the submissions made by counsel for the petitioner. He submits that as per the investigation, petitioner is a member of the Gang and he with common intention along with the co-accused, has committed the offence in the present case. It is submitted that investigation is complete, challan has been presented, however, charges are yet to be framed. He endorsed the fact that the case of petitioner is at par with co-accused, namely, Gurmanpreet Singh @ Gurman and Chandan Singh @ Chand, who have already been granted bail by this Court. He has placed on record custody certificate of the petitioner today in the Court and the same is taken on record.

5. On hearing counsel for the parties and perusing the record, it is deciphered the petitioner is behind bars since the date of his arrest i.e.

**CRM-M-42832-2025****3**

11.11.2024. No recovery of any weapon has been effected from the petitioner, as per the arguments advanced by the counsel for the petitioner. Admittedly, co-accused of the petitioner, namely, Gurmanpreet Singh @ Gurman and Chandan Singh @ Chand, have already been granted bail by the Court vide orders dated 22.07.2025 and 29.07.2025 passed in **CRM-M-11934-2025** and **CRM-M-21977-2025** respectively, Investigation is already complete and challan has been presented. Custody certificate produced would show that the petitioner has suffered an incarceration of 08 months and 26 days as on 11.08.2025.

6. The veracity of the allegations would be assessed only after the conclusion of the trial and on the appreciation of evidence to be led by both the parties before the trial Court.

7. This Court would refrain itself from commenting anything on the merits of the case. Thus, keeping in view the overall facts and circumstances of the case, 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 Court/Duty Magistrate.

8. In case the bail bonds are not furnished by the petitioner during the period of 07 days from today, then his further custody period after one week will not be counted in the present case.

12.08.2025*ps-I***(RAJESH BHARDWAJ)
JUDGE**

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