



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

CRM-M-43105-2025

Date of Decision:-13.08.2025

Amit Singh.

.....Petitioner.

Vs.

State of Punjab.

.....Respondent.

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

Present:- Mr. Gaurav Singla, Advocate for the Petitioner.

Mr. Manish Bansal, PP U.T., Chandigarh with
Mr. Vaibhav Mittal, Addl. PP U.T., Chandigarh.

JASJIT SINGH BEDI, J.(ORAL)

On the oral request of the counsel for the petitioner, in the array of parties, State of U.T., Chandigarh be read instead of State of Punjab. The Registry is directed to make the necessary correction in the memo of parties in the paper book.

2. The Prayer in this petition under Section 483 BNSS is for grant of the grant of regular bail to the petitioner in case FIR No.168 dated 21.10.2024 under Sections 115, 190, 191(2), 324(1), 351(2) BNS, 2023 and Sections 25/54/59 of Arms Act,1959 registered at Police Station South, Sector 34, Chandigarh (U.T.).

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

“ To, The Station House officer Police Station Sector 34A,
Chandigarh. Sub: Causing damage in my office and giving threats of



killling. Sir, it is requested that I, Malkit Singh son of Balwinder Singh son of Balwinderjeet Singh resident of House No. 1894, Phase 5, Mohali, Punjab. Today on dated 21.10.2024. I was sitting in my office Freebird Piccadilly Mall, Sector 34C, Chandigarh. It will be 2:20 PM, suddenly as many as 6/7 unknown persons have forcibly entered into my office and have started causing damage. They have manhandled with me and given me abuses. When I have enquired from the assailants about the reason. They only said that you were told and then that caused damage to the LCD in my cabin. After that the above said assailants tried to manhandle with me, but one girl of my office came ahead and saved me from them. Thereafter, the assailants went back and while going, they said they will cause huge damage to me in future. This occurrence has been recorded in the cameras of my office. The enquiry in this application be conducted in depth and legal action may kindly be taken against the accused persons. I shall be thankful to you. Sd. Malkit Singh DOB 22.11.1983, House No. 1894. Phase-2, SAS Nagar, Mohali 855800103, Police Action: To, The Station House Officer Police Station Sector 34A, Chandigarh, Jai Hind. It is requested that myself Assistant Sub Inspector Along with Constable Sanjay Kumar 4802/CP along with government vehicle no. CH01GA and the driver thereof is Assistant Sub Inspector Baljit Singh 3270/CP and were on patrolling to curb the crime in the area of police station. Myself Assistant Sub Inspector has received information through telephone in Police Station Sector 34, Chandigarh that quarrel took place in Piccadilly Square Mall, Sector 34. The police officer be sent for taking action. The report with regard to information has been entered in the Roznamcha. Myself Assistant Sub Inspector alongwith accompanied employees have been reached in Piccadilly Square Mall, Sector 34. There, Malkit Singh son of Balwinder jeet Singh resident of House No.1894, Phase 5, Mohali, Punjab aged 38 years have been met and presented an application alongwith pen drive containing CCTV camera footage with Certificate under section 65B of Evidence Act regarding quarrel. Myself Assistant Sub Inspector, has taken into custody one pen drive containing CCTV camera footage with Certificate under section 65B of Evidence Act as proof of evidence through seizure memo. The SID 140146005909510182 on E-Sakshay App has been generated on the government tab. From the above said application, offence under section



191(2)/190/115/324(1) /351(2) of BNS has been found committed by 6/7 unknown persons. There ruqa has been written for registration of FIR against 6/7 unknown persons and has been sent through Assistant Sub Inspector Baljit Singh No. 3270/CP to the Police Station. FIR be registered and number of FIR be informed. Myself Assistant Sub Inspector along with complainant as well as alongwith accompanied employees are busy in investigation. Sd. ASI Ajay Kumar PS 34 UT Chandigarh. Dt. 21.10.2024. From Piccadilly Square Mall, Sector 34-A, Chandigarh At 09:24 PM."

3. During the course of the investigation the petitioner and his co-accused came to be nominated as accused.

4. The learned counsel for the petitioner contends that the petitioner is not named in the FIR. The co-accused of the petitioner, namely, Neeraj Ninja and Bala have been granted the concession of regular and anticipatory bail. As the petitioner is in custody since 31.01.2025, but none of the 23 prosecution witnesses have been examined so far the trial of the present case is not likely to be concluded anytime soon and therefore, he is entitled to the concession of bail.

4. The learned counsel for the State on the other hand contends that serious allegations have been levelled against the petitioner and his co-accused. Therefore, he is not entitled to the concession as prayed for. He however concedes that the petitioner is in custody since 31.01.2025, that none of the 23 Pws have been examined so far and that two co-accused of the petitioner have been granted the concession of regular and anticipatory bail.

5. I have heard the learned counsel for the parties.

6. The veracity of the prosecution case against the petitioner and his co-accused shall be adjudicated upon during the course of the trial. Admittedly, the petitioner is stated to be in custody since 31.01.2025 and



none of the 23 prosecution witnesses have been examined so far. Therefore, his further incarceration is not required.

7. Thus without commenting on the merits of the case, the present petition is allowed and the petitioner-**Amit Singh** son of Sh. Abhimanyu is ordered to be released on bail subject to his furnishing bail bonds and surety bonds to the satisfaction of learned CJM/Duty Magistrate, concerned.

8. If the petitioner or any of his family members/associates make any attempt to contact/threaten/intimidate the witnesses in the present case, the State would be at liberty to move an application for cancellation of bail granted vide this Court.

9. In addition, the petitioner (or anyone on his behalf) shall prepare an FDR in the sum of Rs.25,000/- and deposit the same with the Trial Court. The same would be liable to be forfeited as per law in case of the absence of the petitioners from trial without sufficient cause.

10. The petitions stand disposed of.

(JASJIT SINGH BEDI)
JUDGE

August 13, 2025
Vinay

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>