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

CRM-M-43343-2025 (O&M)

Date of Decision: 12.11.2025

Harpal Singh

..... Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Nitin Narula, Advocate, for the petitioner.

Mr.Raj Karan Singh, AAG, Punjab.

Rajesh Bhardwaj, J. (ORAL)

1. Petitioner has approached by way of filing the present petition praying for grant of regular bail in case FIR No.09 dated 07.02.2025 under Sections 115(2), 118(1), 126(2) of BNS, 2023 (Sections 118(2), 238 of BNS, 2023 added lateron), registered at Police Station Kathu Nangal, District Amritsar, Rural.

2. Succinctly, facts of the case are that the FIR in the present case was lodged on the statement of complainant Jatinder Singh. It was alleged that on 21.01.2025 at about 05:00 p.m., the complainant was watching volleyball match, then a scuffle took place between Harpal Singh (petitioner) and him, but the same was resolved. However, when he was returning from there, Harpal Singh waylaid him alongwith co-accused Satpal Singh. Harpal Singh was armed with Datar and he gave blows of the same on the left ear and left side of waist. Co-accused Satpal Singh also gave Datar blow on his middle finger of left hand. On raising alarm, both the accused escaped from the spot. Thus, request was made to take legal action against the accused persons. On registration of the FIR, the investigation commenced. The



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injured was medico legally examined. The petitioner was arrested on 01.04.2025. On completion of the investigation, the challan was presented and on framing of charges, the trial commenced. The petitioner approached the Court of learned Additional Sessions Judge, Amritsar 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 17.07.2025. Hence, the petitioner has approached this Court praying for grant of regular bail by way of filing the present petition.

3. It has been vehemently contended by learned counsel for the petitioner that the petitioner has been falsely and frivolously implicated in the present case. He submits that the allegations against the petitioner are false and frivolous, however, out of two injuries alleged against the petitioner, one injury was found to be grievous, whereas, another injury was found to be simple in nature. He submits that the petitioner has no criminal antecedents and he is behind the bars from the last seven months. It is further submitted that the investigation is already complete. He, thus, submits that in the facts and circumstances of the present case, the petitioner deserves to be granted regular bail.

4. *Per contra*, learned State counsel has vehemently opposed the submissions made by counsel for the petitioner. He submits that the petitioner was duly armed with Datar and he caused injuries to the complainant with the same. On instructions, he submits that the investigation is complete and challan has been presented, however, charges are yet to be framed. He has placed on record the custody certificate of the petitioner.



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5. After hearing counsel for the parties and perusing the record, it is deciphered that the petitioner was arrested on 01.04.2025. As submitted before this Court, the investigation is complete. The custody certificate would show that the petitioner has suffered incarceration of 07 months & 08 days as on 11.11.2025. It further shows that the petitioner has no criminal antecedents.

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. This Court would refrain itself from commenting anything on the merits of the case. The trial of the case will take sufficient long time. Keeping in view the arguments raised by both the sides and perusing the record, 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.

7. 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.

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

(RAJESH BHARDWAJ)
JUDGE

12.11.2025

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