

CRM-M-46772-2025 (O&M) -1-

(222) IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-46772-2025 (O&M)

Date of decision : 24.12.2025

PARVEER SINGH @ PIRU @ PARVEEN SINGH

... Petitioner

Versus

STATE OF HARYANA

...Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA (ORAL)

Present: Mr. Brijeshwar Vashish, Advocate for the petitioner

Mr. Neeraj Poswal, AAG, Haryana

Mr. Rahul Deswal, Advocate for the complainant-victim

MANISHA BATRA, J. (ORAL)

1. The instant petition has been filed by the petitioner under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') seeking grant of regular bail in case arising out of FIR No.174 dated 20.10.2024 registered under Sections 103(1), 3(5) of Bharatiya Nyaya Sanhita, 2023 (for short 'BNS') and Section 25 of Arms Act,1959 and Sections 29 of Arms Act and Sections 238 and 49 of BNS (added later on) at Police Station Ismailabad, District Kurukshetra.

2. The adumbrated facts as emanating from the record are that on 19.10.2024, Harbilas Singh who was running a shop at Anaz Mandi, Ismailabad was shot by two youths, who came on a bullet motorcycle.



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Harbilas Singh had been rushed to the hospital but succumbed to the injuries. FIR was registered on the basis of statement recorded by complainant-Gulsher, who was an Accountant of the victim and was present in the shop at the time of occurrence. He raised suspicion that Chetan alias Pammi might have hand in the murder of the victim. The said Chetan alias Pammi was arrested and was interrogated but was found to be innocent.

3. On 22.10.2024, supplementary statement was recorded by the complainant and son of the deceased also recorded statement raising suspicion that the family members of Harbans Singh, who had grudges against the victim, might have hand in the murder of the victim. On the basis of a secret information, the accused Gurnam Singh and the present petitioner were arrested on 23.10.2024. They were interrogated and suffered disclosure statements to the effect that they had committed the murder of the victim.

4. It is argued by learned counsel for the petitioner that he has been falsely implicated in this case on the basis of suspicion. He was not neither named in the FIR nor any other co-accused had taken his name. A false recovery of motorcycle allegedly used at the time of commission of the offence of murder has been planted upon him though, the said motorcycle was neither owned nor possessed by him, at any point of time. He is in custody since long. The complainant has turned hostile. The trial will take considerable time to conclude as only 03 out of 27 witnesses have been examined. He is on bail in all other cases registered against him and his involvement as such does not disentitle him to seek

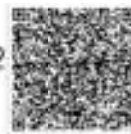
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concession of bail. No CCTV footage of the occurrence had been collected during investigation, neither the same is part of the challan report. As such the plea that the incident was captured in CCTV footage, is false. His continued detention will not serve any fruitful purpose. It is, thus, argued that the petition deserves to be allowed.

5. Per contra, learned State counsel assisted by learned counsel for the complainant-victim has argued that there are serious allegations against the petitioner. Simply because the complainant has not implicated him in commission of subject offences, he cannot be absolved of the allegation. Some material witnesses including the son of the victim are yet to be examined. The motorcycle used in the offence was recovered from his joint possession. There is nothing on record to show that there would be any undue delay in conclusion of the trial. It is, therefore, argued that the petition does not deserve to be allowed. However, it is very fairly conceded by him that there is no CCTV footage capturing the incident.

6. This Court has heard the rival submissions made by the learned counsel for the parties at considerable length.

7. As per the allegations, a conspiracy was hatched between the petitioner and the co-accused and in pursuance of the same, the present petitioner and co-accused Gurnam Singh had committed murder of the victim Harbilash Singh on 19.10.2024 by firing shots with pistol upon him. The co-accused Gurnam Singh in his disclosure statement has disclosed about the joining of the petitioner in the conspiracy and his active involvement in the killing of the victim by firing shot with the

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same. The allegations against the petitioner are serious in nature. Simply because the complainant has turned hostile, the petitioner cannot be presumed to be innocent. The trial is going on at a proper pace and there is nothing on record to suggest that there would be any undue delay in conclusion of the trial. The son of the victim who is a material witness is yet to be examined. Taking into consideration the gravity of the allegations as levelled against the petitioner, the quantum of sentence which the conviction may entail and the attendant facts and circumstances of the case but without meaning to make any comment on the merit of the case, this Court is of the considered opinion that the petition does not deserve to be allowed. Accordingly, the petition is dismissed.

8. Since the main petition has been dismissed, pending application, if any, is rendered infructuous.

(MANISHA BATRA)
JUDGE

24.12.2025
Amit Sharma

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