



CRM-M-44104-2025

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

CRM-M-44104-2025

Reserved on: 4th November, 2025Pronounced on: 13th November, 2025

Tushar

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

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

Mr. Neeraj Poswal, Assistant Advocate General, Haryana.

MANISHA BATRA, J :-

The present petition has been filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') by the petitioner seeking grant of regular bail in case bearing FIR No. 268 dated 20.07.2024 registered under Sections 25(1B) of the Arms Act, 1959 at Police Station Jind, Sadar.

2. The aforementioned FIR was registered on the allegations that on 20.07.2024, a police party headed by HC Satish Kumar was present at bus stand village Himana, when a secret information was received to the effect that one youth who was carrying illicit weapons, was present near bus stand village Bibipur and could be apprehended. Believing the secret information to be true, a raiding party was immediately formed, which reached at the informed place and found the petitioner to be standing there. He tried to leave the place with fast paces but was apprehended. On conducting search, one country made pistol and three live cartridges were recovered from his conscious possession. He could not produce any permit



or licence for the same. He was formally arrested. Investigation now stands completed.

3. It is argued by learned counsel for the petitioner that he has been falsely implicated in this case and false recovery has been planted upon him. In fact, he was in custody in some other case and had been released on parole on 21.06.2025 only and thereafter, he was implicated in this case. He is in custody since long. His continued detention would not serve any useful purpose. With these broad submissions, it is urged that he deserves to be released on bail.

4. *Per contra*, learned State counsel has argued in terms of the status report that the allegations against the petitioner are serious in nature and hence, he does not deserve to be extended benefit of bail. Therefore, it is urged that the petition does not deserve to be allowed.

5. This Court has heard learned counsel for the parties at considerable length.

6. The petitioner is alleged to have been found in conscious possession of one pistol and three live cartridges. He was apprehended while he was on parole in a murder case. He is in custody since long. The trial will obviously take time to conclude since only three witnesses have been examined so far. Keeping in view the nature of the allegations as levelled against the petitioner, period of his incarceration and the attendant facts and circumstances of the case but without meaning to make any comment on the merits thereof, this Court is of the considered opinion that the petition deserves to be allowed. Hence, the same is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal/surety bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate

concerned.

7. Since the main petition has been allowed, pending application, if any, is rendered infructuous.

[MANISHA BATRA]
JUDGE

13th November, 2025
Parveen Sharma

1. Whether speaking/ reasoned

:

Yes / No
2. Whether reportable

:

Yes / No