



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-45028-2025
Date of decision: 25.08.2025

SAGARPetitioner
VERSUS
STATE OF HARYANARespondents

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present: - Mr. Ojas Bansal, Advocate and
Mr. Tejas Bansal, Advocate
for the petitioner.

Ms. Chhavi Sharma, Asstt. A.G. Haryana.

VINOD S. BHARDWAJ, J. (Oral)

The instant petition is for seeking concession of regular bail in case FIR No. 540 dated 07.08.2024 under Sections 115, 118(1), 3(5), 333, 351(2) of the BNS (Section 109(1) was added later on) registered at Police Station Sirsa City, District Sirsa.

2. Learned counsel appearing on behalf of the petitioner contends that the allegation against the petitioner pertains to the infliction of a sword blow on the parietal region of Sunny which has attracted the offence under Section 109 of BNS, 2023. He further contends that the petitioner is in custody since 05.09.2024 and that despite having undergone an actual custody of nearly 01 year, no prosecution witness has been examined so far.

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He thus submits that the trial is likely to take long and no purpose would be served while keeping the petitioner in custody.

3. Counsel for the respondent-State, however, contends that the allegation against the petitioner pertains to infliction of an injury on the parietal region which has attracted Section 109 of the BNS, 2023. She further submits that the petitioner has criminal antecedents.

4. She is, however, not in a position to dispute that the petitioner is in custody since 05.09.2024 and despite an actual custody of nearly one year, the trial has yet not commenced.

5. I have heard learned counsel appearing on behalf of the respective parties.

6. Taking note of the contentions noticed above, the stage of the trial as well as the period of custody, I am of the opinion that further incarceration of the petitioner in a case where the trial is not likely conclude soon would not be warranted. I deem it appropriate to enlarge the petitioner on regular bail to the satisfaction of the trial Court.

7. The instant petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing requisite bail bond/surety bond to the satisfaction of the trial Court/Duty Magistrate, concerned.

8. It is made clear that the petitioner shall not extend any threat and shall not influence any prosecution witnesses in any manner directly or indirectly.



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9. The observation made hereinabove shall not be construed as an expression on the merits of the case and the Trial Court shall decide the case on the basis of available material.

AUGUST 25, 2025
Vishal Sharma

(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No