



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

228

CRM-M-50280-2024 (O&M)
Date of Decision: 17.03.2025

Naveen Kumar

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. D.S. Virk, Advocate &
Mr. H.S. Randhawa, Advocate for the petitioner.

Mr. Ashok Sehrawat, DAG, Haryana.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') for seeking bail pending trial in FIR No. 635 dated 12.08.2023, registered under Sections 120-B, 201, 285, 386 & 307 read with Section 34 of Indian Penal Code, 1860 (for short 'IPC') and Section 25 of Arms Act, 1959, at Police Station City Yamunanagar, District Yamunanagar.

2. Allegations are that petitioner alongwith co-accused in furtherance of their common intention fired 5-6 gunshots at the window glasses as well as at the main door of the World Education Scamper Institute and, thereafter, fled away from the spot.

3. Custody certificate of petitioner dated 14.03.2025 has been produced, which is taken on record. Registry to tag the same at appropriate place.



4. Learned counsel for the petitioner contends that petitioner was arrested in the present case on 08.03.2024 and after remaining in custody for about 10 months, was granted interim bail by this Court on 07.01.2025. Further contends that in pursuance of the aforesaid order, he is regularly appearing before learned trial Court. Also contends that it is a “no injury case”. Further contends that there is no allegation that petitioner is likely to misuse the concession or hamper the proceedings in any manner.

5. *Per contra*, learned State Counsel, on instructions from quarter concerned, has acknowledged the above factual position and submits that petitioner is regularly appearing before learned trial Court. He also acknowledged that petitioner has not misused the concession of interim bail granted by this Court on 07.01.2025.

6. Heard learned counsel for both the sides and perused the paper book.

7. This Court granted interim bail to the petitioner on 07.01.2025 in the following manner:-

“ Contends that it is a case of no injury; petitioner was nominate on the basis of disclosure made by co-accused, namely, Rahul; and two co-accused, namely, Ashish @ Ashu and Sandeep @ Lotta have already been granted the concession of regular bail by learned trial Court vide orders dated 07.02.2024 & 19.09.2024, respectively.

Learned State counsel seeks time to verify the above factual position and have instructions in the matter.

Posted 06.02.2025.

In the meanwhile, petitioner be released on interim bail in the present case till the next date of hearing on furnishing adequate bail and surety bonds subject to the satisfaction of learned trial Court/Duty Magistrate concerned.”

8. Learned State counsel has duly acknowledged that petitioner is regularly appearing before learned trial Court and there is no allegation that in case, interim bail is made absolute, he is likely to misuse the concession or hamper the proceedings in any manner. In such a scenario, sending the



petitioner to custody at this stage would not serve any purpose. Moreover, it is a “no injury case”.

9. In view of the above, present petition stands disposed off. Interim bail granted to the petitioner, vide order dated 07.01.2025, is made absolute. He shall be admitted to bail on furnishing bail/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

10. Petitioner shall appear on each & every date of hearing and to fully co-operate with learned trial Court without seeking any unnecessary adjournment(s).

11. The above observations be not construed as an expression of opinion on the merits of the case.

12. It is clarified that in case there is any misuse of concession by the petitioner, State would be at liberty to move an appropriate application for recalling of this order.

Pending application(s), if any, shall also stand disposed off.

17.03.2025

Harish Kumar

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No