



CRM-M-48967-2025

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

CRM-M-48967-2025

Date of Decision: 22.12.2025

Pankaj Kumar

..... Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Rahul Bhargava, Advocate and
Mr. Prikshit Thakur, Advocate, for the petitioner.
Ms. Diya Sodhi, Sr. DAG, Haryana.

Rajesh Bhardwaj, J. (ORAL)

1. Prayer in the present petition is for grant of regular bail to the petitioner in a case FIR No.418 dated 15.09.2023, registered under Sections 302, 201, 34 IPC (Sections 344 and 120-B IPC added lateron), at Police Station DLF, Sector 29, District Gurugram.

2. Succinctly, facts of the case are that a secret information was received to the effect that Pritam Bhardwaj runs his guest house at Plot No.124, Sector 27, Gurugram and he had kept one boy namely, Pankaj Singh Dhanik @ Deepak (deceased) for washing utensils. It was informed that about a month ago, on the allegations of theft, Pritam Bhardwaj and his companions beaten Pankaj Singh Dhanik @ Deepak and he succumbed to the injuries received by him. Thereafter, Pritam Bhardwaj and his accomplices disposed of the body of Pankaj Singh Dhanik @ Deepak. On receiving the secret information, the police party reached the guest house of Pritam Bhardwaj, where they enquired from Pankaj Kumar (petitioner) and other employees about Pankaj Singh Dhanik @ Deepak. It was found that



Pankaj Singh Dhanik @ Deepak used to clean utensils in the guest house and during his employment, he stole Rs.3-4 lacs from another shop of Pritam Bhardwaj and on account of the same, they gave beating to him and he succumbed to the injuries and his dead body was disposed of. Police could recover the dead body of Pankaj Singh Dhanik @ Deepak. Thus, the FIR was registered and the investigation commenced. The petitioner was arrested on 15.09.2023. On the 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, Gurugram 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 08.08.2025. 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 petitioner was only an employee in the guest house and he has been implicated in the present case only on the basis of disclosure statement of the co-accused. He submits that case of the prosecution is based on the circumstantial evidence and the evidence against the petitioner is the disclosure statement of the co-accused. It is submitted that the petitioner has no criminal antecedents and he is behind the bars from the last more than two years. He submits that majority of the witnesses already stands examined and thus, there is no probability of the petitioner influencing the prosecution witnesses. He, thus, submits that the petitioner



deserves to be granted bail.

4. *Per contra*, learned State counsel has vehemently controverted the submissions made by counsel for the petitioner. She submits that during the investigation, complicity of the petitioner surfaced. It is on the disclosure statement of the co-accused, dead body of Pankaj Singh Dhanik @ Deepak was recovered. She submits that from the petitioner a car, baseball bat and some medicine were recovered. On instructions, she submits that out of 17 prosecution witnesses, 06 witnesses remain to be examined. She has placed on record the custody certificate of the petitioner.

5. After hearing counsel for the parties and perusing the record, it is deciphered that as per the case, the petitioner was an employee in the guest house. He has been named in the present case on the basis of the disclosure statement of the co-accused. As submitted before this Court, all 08 material witnesses have already been examined and only 06 formal witnesses remain to be examined. The custody certificate would show that the petitioner has suffered incarceration of 02 years, 03 months & 06 days as on 20.12.2025. It further shows that the petitioner has no criminal antecedents. Speedy trial is the fundamental right of every accused.

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
22.12.2025	Whether Speaking/Reasoned :	Yes/No
sharmila	Whether Reportable :	Yes/No