



CRM-M-49821-2025

-1-

(238)

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-49821-2025

Date of Decision: 11.09.2025

KRISHNA @ CHUNDI

... Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Manjot Gujral, Advocate
for the petitioner.

Mr. M.S. Toor, A.A.G., Punjab.

JASJIT SINGH BEDI, J.

The prayer in the present petition under Section 483 BNSS, 2023 is for the grant of regular bail in case bearing FIR No.543 dated 06.12.2024 registered under Sections 109, 115(2), 126(2), 351(2), 3(5) of BNS, 2023 at Police Station Zirakpur, District SAS Nagar.

2. The present FIR came to be registered at the instance of Ram Parvesh S/o Buni Lal Yadav and the same reads as under:-

“Statement Ram Parvesh son of Buni Lal Yadav resident of village Bara Bishanpur, police station Rajepur, district East Champaran, resident of Hansa Infra Lalf Developer School Road Rajpura Age about 48 years Mobile No: 98789-69733 stated that I am a permanent resident of the said residence and work in the said factory. I have 03 children including Sunil Kumar age about 22 years, then Khushal Kumar who is about 21 years old and the youngest daughter is Aarti who is about 16 years old. Both the boys are married. My middle son Khushal Kumar works at

**CRM-M-49821-2025****-2-**

Graying Global Consultancy, Choda Bazar, Zikarpur. He often used to stay in Zirakpur due to being late for work. Yesterday on 05-12-24 in the evening I got a call from my son that I might not come today and I will stay in the basement of JK Hotel Zirakpur where we often stay. Which I know about. I also went to Chandigarh for some work if I got late for work and I also thought that I will spend the night with my son. When I reached the basement of JK Hotel at around 1:30 AM on 05.06-12-24, my son was surrounded by 03-04 unknown young boys and were arguing with him. They immediately started beating my son in front of me and one of them stabbed my son in the stomach with the intention of killing him. He left the knife in my son's stomach and fled from the spot. My son was in pain and fell in front of Chandigarh Square Building after crossing the road. I got scared after seeing all this and then I called my son's other friends and with their help I admitted my son to amcare Hospital Zirakpur. Where my son is undergoing treatment. At present my son is unconscious. I can identify the boy who beat up my son and stabbed him before he comes forward. Appropriate legal action should be taken against them. I am the claimant. I have written a letter to you which I have read and heard correctly. Narrator is correct/-Ram Parvez (Hindi).”

3. The learned counsel for the petitioner contends that the petitioner has been falsely implicated in the present case. Taking the allegations to be correct, no offence under Section 307 IPC (109 of BNS) is made out. The offence, if any would be under Section 326 IPC (118 of BNS). As the petitioner is a first-time offender, in custody since 13.12.2024 but none of the 13 prosecution witnesses has been examined so far, the trial of the present case is not likely to be concluded anytime soon and therefore, he is entitled to the concession of bail.



CRM-M-49821-2025

-3-

4. On the other hand, the learned State counsel contends that the nature of the allegations levelled against the petitioner do not entitle him to the concession as prayed for. He, however concedes that the petitioner is a first-time offender, in custody since 13.12.2024 and that none of the 13 prosecution witnesses has been examined so far.

5. I have heard the learned counsel for the parties.

6. The veracity of the prosecution case against the petitioner and his co-accused shall be adjudicated upon during the course of the Trial. Admittedly, the petitioner is a first time offender, in custody since 13.12.2024 but none of the 13 prosecution witnesses has been examined so far. Therefore, the Trial of the present case is not likely to be concluded anytime soon. In this situation, the further incarceration of the petitioner is not required.

7. Thus without commenting on the merits of the case, the present petition is allowed and petitioner-Krishna @ Chundi S/o Ram Narayan is ordered to be released on bail subject to his furnishing bail bonds and surety bonds to the satisfaction of learned CJM/Duty Magistrate, concerned.

8. If the petitioner or his family members/associates make any attempt to contact/threaten/intimidate the witnesses in the present case, the State would be at liberty to move an application for cancellation of bail granted vide this order.

9. The petitioner (or anyone on his behalf) shall prepare an FDR in the sum of Rs.25,000/- and deposit the same with the Trial Court. The same

2025:PHHC:125444



CRM-M-49821-2025

-4-

would be liable to be forfeited as per law in case of the absence of the petitioner from trial without sufficient cause.

10. The petition stands disposed of.

(JASJIT SINGH BEDI)
JUDGE

11.09.2025

JITESH

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