

CRM-M-51581-2025

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

CRM-M-51581-2025

Date of Decision: 28.10.2025

Harwinder Singh

..... Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

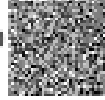
Present: Mr. Anosh Samson, Advocate, for the petitioner.

Mr.Raj Karan Singh, AAG, Punjab.

Rajesh Bhardwaj, J. (ORAL)

1. Petitioner has approached by way of filing the present petition praying for grant of regular bail in case FIR No.22 dated 08.03.2024 under Sections 379-B(2), 307, 34 IPC, registered at Police Station Khilchian, Amritsar.

2. Succinctly, facts of the case are that the FIR in the present case was registered on the statement of Sukhwinder Singh. It was alleged that on 08.03.2024, his son's engagement ceremony was going on in Chandi Palace, near Bodhiya GT Road, Khalchia. The sound of DJ in the palace was too loud, so he came out to make a call. In the meantime, a swift car bearing registration No.PB04-S-9594 came from Amritsar side, in which four persons were sitting and two of them who had datar came down and attacked him with intention to kill him, but he saved himself. The accused snatched his phone and escaped from the spot. Request was made to take legal action against the accused. On registration of the FIR, investigation commenced. During the investigation, complicity of the petitioner was surfaced and he was arrested on 08.03.2024. He approached before learned Additional Sessions Judge, Amritsar praying for grant of bail however, after hearing



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counsel for both the sides, it was declined vide order dated 11.08.2025. Hence, being aggrieved, petitioner is before this Court by way of filing the present petition.

3. Learned counsel for the petitioner, at the outset, prays for the grant of bail to the petitioner on the basis of parity with that of the co-accused, namely, Jobanpreet Singh. He has drawn the attention of this Court to the order dated 12.11.2024, passed in **CRM-M-50366-2024**, whereby, co-accused Jobanpreet Singh has been granted regular bail by this Court. He submits that the petitioner is behind bars since 08.03.2024. He submits that on the basis of the parity, the petitioner deserves to be granted bail as the case of the petitioner is similar to that of the said co-accused, who has already been granted bail.

4. Learned State counsel has endorsed the factum of grant of bail to the co-accused of the petitioner as stated above and has not denied that the petitioner is at par with the co-accused, namely, Jobanpreet Singh. On instructions, he has submitted that out of total 12 prosecution witnesses, no witness has been examined. He has placed on record the custody certificate of the petitioner.

5. After hearing learned counsel for the parties and perusing the record, it is deciphered that the petitioner is behind bars since 08.03.2024. Co-accused, namely, Jobanpreet Singh is on bail and the case of the petitioner as stated is at par with him. Out of 12 prosecution witnesses, no witness has been examined. Custody certificate of the petitioner would reveal that the petitioner has suffered an incarceration of 01 year, 07 months & 18 days as on 28.10.2025. It further reveals that the petitioner is involved

in four other cases, out of which in one case he has been acquitted and in one case he is on bail.

6. This Court would refrain itself from commenting anything on the merits of the case. Keeping in view the arguments raised by both the sides, 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 on the basis of parity. 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.

7. It is being clarified that in case the petitioner does not furnish bail/surety bonds within a period of one week from today, his custody will not be counted in the present case after one week.

8. Nothing said herein shall be treated as an expression of opinion on the merits of the case.

28.10.2025

sharmila

(RAJESH BHARDWAJ)

JUDGE

Whether Speaking/Reasoned :

Whether Reportable :

Yes/No

Yes/No