



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

**CRM-M-52832-2025 (O&M)
Date of decision: 06.11.2025**

Ravi

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Balraj Gujjar, Advocate for the petitioner.
Mr. Amish Sharma, AAG, Haryana.

SANJAY VASHISTH, J.(Oral)

1. The instant petition has been filed under Section 483 of BNSS, 2023 (earlier Section 439 Cr.P.C.), for grant of regular bail to the petitioner in FIR No. 503 dated 14.10.2023 under Sections 302, 34 of the Indian Penal Code, 1860 (for short 'IPC') (Sections 302 & 34 IPC deleted during investigation and final report filed under Section 304 IPC), however, learned trial Court framed charges under Sections 302 & 34 IPC, registered at P.S. Dabua, Faridabad.

2. Deceased in the present case is 'Kaif Ahmad', who allegedly had called his father, i.e., complainant-Wasim, informing him on phone that "Papa, a boy named Happy Fagna is troubling me". On the next morning, around 10.00-11.00 A.M., on 13.10.2023, brother-in-law of the complainant, namely Nizamuddin, telephoned and informed him that his son Kaif Ahmed has been murdered by Happy Fagna.

3. Learned counsel for the petitioner submits that except for the said allegation, no specific role has been attributed to the petitioner, except that his name came to be associated along with other co-accused on the basis of suspicion linked to the main accused-Happy Fagna.



4. Learned counsel for the petitioner further submits that this Court has granted the concession of regular bail to the co-accused-Sagar on 26.08.2025 passed in CRM-M-26585-2025 (P-7).

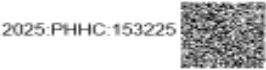
5. Learned State counsel has filed Status report dated 29.10.2025, which is taken on record. Copy thereof is supplied to learned counsel for the petitioner.

6 In response to the arguments addressed by learned counsel for the petitioner, learned State counsel, produces the custody certificate dated 04.11.2025 in Court today, which is taken on record. Office to tag the same at appropriate place. A copy thereof has been handed over to the counsel for the petitioner.

As per the custody certificate, in the present case, petitioner has already undergone 07 months and 01 day period inside jail and there is no other case registered against him.

Learned State counsel has opposed the prayer made by learned counsel for the petitioner but has acknowledged the factum of granting regular bail to the co-accused-Sagar in CRM-M-26585-2025 vide order dated 26.08.2025 by this Court.

7. This Court is of the considered view that the sustainability of summoning the petitioner as an accused is not the issue to be examined in the present petition. What falls for consideration here is the prayer for regular bail, as the question of personal liberty of the petitioner is directly involved. Besides, as per the allegation, no specific role has been attributed to the petitioner in the FIR, except on suspicion of accompanying the main accused. Furthermore, the complainant-Wasim (PW1), has himself turned hostile and failed to support the prosecution version even qua the main accused. In these circumstances, no useful purpose would be served by keeping the petitioner incarcerated for an



indefinite period in the absence of any specific attribution highlighted by the State. Accordingly, the prayer for grant of regular bail deserves due consideration.

Consequently, prayer made in the present petition is allowed. Petitioner-Ravi, is ordered to be released on bail, subject to his furnishing bail/surety bonds to the satisfaction of the learned trial Court/Chief Judicial Magistrate/Illaqa Magistrate/Duty Magistrate concerned, if not required in any other case.

8. Needless to observe that the petitioner shall not extend any threat and shall not influence any prosecution witness in any manner directly or indirectly.

9. The observation made here-in-above shall not be construed as an expression of opinion on the facts of the case and the trial Court is expected to decide the case on the basis of complete evidence available on record.

10. Petition stands disposed of.

06.11.2025
Harish Kumar

(SANJAY VASHISTH)
JUDGE

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