

235 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-54446-2025
Date of Decision: 17.11.2025

RAKESH KUMAR Petitioner

Versus

STATE OF HARYANA Respondent

CORAM: HON'BLE MR. JUSTICE YASHVIR SINGH RATHOR

Present : Mr. Shubham Rana, Advocate
for the petitioner.

Ms. Vasundhara Dalal Anand, Sr. DAG, Haryana.

YASHVIR SINGH RATHOR, J. (Oral)

1. This is first petition under Section 483 of BNSS, 2023 for grant of regular bail in case FIR No.54, dated 09.05.2025 (Annexure P-1), registered at Police Station Shahzadpur, District Ambala, under Sections 115(2), 117(2), 126(2), 190, 191 (3), 324(2), 351(2) and 110 of BNS, 2023.
2. Status report by way of an affidavit of Suraj Chawla, HPS, Deputy Superintendent of Police, Naraingarh, District Ambala filed on behalf of the State is taken on record alongwith the custody certificate.
3. Learned counsel for the petitioner as well as learned State counsel have been heard and material collected by the police during investigation has been perused.
4. The present case was registered on the basis of complaint given to the police by Arun Kumar @ Anil Kumar with the allegations



that on 06.05.2025 at about 7:50 PM, he was going to Shahzadpur alongwith elder brother Abhishek and friend Sushant in his car. He was going to purchase a tractor and was, thus, carrying a sum of Rs.3, 30,000/-. When they reached Sadiqpur, liquor shop at about 8 PM, two persons were standing in front of the shop and they were travelling in one car bearing registration No. HR06AM5922 Maraca Brezza and he does not know registration number of other car. Ravi @ Babad came out of the Brezza car alongwith sword in his hand and stopped his car as he had a grudge against him as he wanted to marry a girl related to her. When he stopped the car, Ravi hit him on his head with a sword. Thereafter, 8-10 people came out of both the cars who were armed with swords and iron pipes. One Manir attacked him on his head with a sword. Thereafter, Ravi attacked him on his head for the second time which hit on his head as a result of which he fell down. Thereafter, Parminder attacked on his right leg several times with an iron pipe and Anuj gave blows with an iron pipe on his right leg. Thereafter, all the boys started beating him with iron pipes. Thereafter, Ravi and Manir gave sword blows on his head with an intention to kill him but he raised his arm to defend himself and the sword hit his arm on which, he fell unconscious and all the assailants ran away.

5. Learned counsel for the petitioner argued that petitioner has been falsely implicated in the present case. As per allegations in the FIR, he gave a sword blow on the head of the victim but the injury has been found to be blunt and simple. No injury has been suffered with sharp weapon. Petitioner is in custody since 24.05.2025 and similarly



situated co-accused Anuj Kumar has been released on anticipatory bail by this Court vide order dated 11.08.2025 (Annexure P-4) while co-accused Parvinder @ Phunni has been released on regular bail by this Court vide order dated 03.09.2025 (Annexure P-5). Challan has already been presented after completion of investigation and trial is certainly going to take sufficiently long time to conclude and in these circumstances, further detention of the petitioner is not required and he deserves to be released on bail.

6. On the other hand, learned State counsel has opposed the bail and argued that petitioner has committed a heinous offence and he does not deserved the benefit of bail.

7. Petitioner is in custody since 24.05.2025 and as per allegation in the FIR, he had given sword blow in the head of the victim but the injury has been found to be simple and caused with blunt weapon. Similarly situated co-accused Anuj Kumar has been released on anticipatory bail by this Court vide order dated 11.08.2025 (Annexure P-4) while co-accused Parvinder @ Phunni has been released on regular bail by this Court vide order dated 03.09.2025 (Annexure P-5). The trial is certainly going to take sufficiently long time to conclude and in these circumstances, further detention of the petitioner is not required and he deserves to be released on bail.

8. Having regard to the aforesaid factual position, but without commenting anything on the merits of the case, the bail application is allowed and petitioner is ordered to be released on bail on his furnishing bail bonds and surety bonds to the satisfaction of learned Trial Court/Duty Magistrate concerned, on usual terms and conditions.



9. Pending misc application (s), if any, shall also stand disposed of.

(YASHVIR SINGH RATHOR)
JUDGE

17.11.2025
Priyanka Thakur

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