



CRM-M-59556-2024 (O&M) -1-
& other connected case

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

107

Decided on: 18.11.2025

1. CRM-M-59556-2024 (O&M)

YASH

.....Petitioner

Versus

STATE OF PUNJAB

.....Respondent

2. CRM-M-16921-2025

SURAJ KUMAR @ NEPALI @ SURAJ UMAR PARIYAR

.....Petitioner

Versus

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE SUBHAS MEHLA

Present: Mr. Damanjit Singh Sandhu, Advocate
for the petitioner in CRM-M-59556-2024.

Mr. Vishavjeet Singh Rishi, Advocate
for the petitioner in CRM-M-16921-2025.

Mr. Anup Singh, AAG, Punjab.

SUBHAS MEHLA, J. (Oral)

1. By this common order, two petitions arising out of same FIR are being adjudicated seeking regular bail to the petitioners in case bearing FIR No.92 dated 14.7.2024, Under Sections 303 (2) BNS, 2023 (later on added Sections 317(2) 3 (5), 317 (4) of BNS), registered at Police Station Division No.8, District Ludhiana.

2. Brief facts of the case are that on the basis of a secret information, police party apprehended co-accused namely Naresh Singh, Jatin Sharma and Harpreet Singh @ Happy alongwith Activa bearing No.



**CRM-M-59556-2024 (O&M) -2-
& other connected case**

PB-10FE-6684. Thereafter, three Activa scooters were also got recovered on the basis of their disclosure statements under section 23 BSA and names of the present petitioners were also nominated in the said disclosure statements. Both the petitioners were arrested on 16.07.2024. Further, three stolen vehicles were also recovered on the basis of disclosure statements of the petitioners.

3. Learned counsel for the petitioner contended that both the petitioners have been in custody since 16.07.2024 i.e. for the last about 01 year and 04 months. He further contended that co-accused namely, Naresh Singh, Jatin Sharma and Harpreet Singh @ Happy who are on the same footing in the present case with that of the petitioners, have already been granted the concession of bail.

4. Notice of motion.

5. Mr. Anup Singh, AAG, Punjab, who is present in the Court, accepted notice on behalf of respondent-State and opposed the concession of regular bail to the petitioner by way of filing custody certificates and submitted that the petitioners are involved in 01 more case each, both the petitioners were convicted and have already undergone their respective sentence in the year 2022. He further submitted that the petitioners are in custody for the last 01 year, 03 months and 29 days. However, it is not disputed that the case of the present petitioners is on the similar footing as that of their co-accused who have already been granted the concession of bail.

6. Heard.



**CRM-M-59556-2024 (O&M) -3-
& other connected case**

7. Keeping in view the facts and circumstances of the case and the fact that the petitioners are in custody since 16.07.2024 i.e. for more than 01 year and 04 months; charges have been framed and out of total 10 prosecution witnesses, none has been examined so far; co-accused namely Naresh Singh, Jatin Sharma and Harpreet Singh @ Happy who are on the same footing as that of the petitioners, have already been granted the concession of bail; there is no material on the file to show that in case the petitioners are released on bail, they may tamper with the prosecution evidence; moreover, bail cannot be denied just as a measure of punishment as culpability of the accused will be decided at the final stage by the Trial Court after adducing of evidence by both sides; trial will take time to conclude; no useful purpose would be served by keeping them in custody for any further period; this Court deems it a fit case to grant the concession of regular bail to the petitioners.

7. Therefore, without expressing any opinion on the merits of the case, the instant petitions are allowed. The petitioners are ordered to be released on regular bail on their furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate concerned.

8. Nothing observed herein shall be construed as an opinion on the merits of the main case.

**(SUBHAS MEHLA)
JUDGE**

18.11.2025
Sonia Puri

Whether Speaking/Reasoned: YES/NO
Whether Reportable: YES/NO