



CRM-M-57877-2025

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

CRM-M-57877-2025

Date of Decision: 04.12.2025

RAM KUMAR @ SHONKY & ANR

..... Petitioners

*Versus***STATE OF PUNJAB**

..... Respondent

CORAM: HON'BLE MR. JUSTICE YASHVIR SINGH RATHOR

Present : Mr. Chandeeep Singh, Advocate
for the petitioners.

Mr. Gorav Kathuria, DAG Punjab.

YASHVIR SINGH RATHOR, J. (Oral)

1. This is the first application under Section 483 of BNSS, 2023 for grant of regular bail in case FIR No.104, dated 26.10.2023, registered at Police Station Ghanour, Patiala, under Sections 302, 323, 506 and 34 of IPC, 1860.

2. 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.

3. The present case was registered on the basis of a complaint given to the police by Bunty Singh with the allegations that he alongwith his father namely Balkar Singh had set up a fruit cart at Main Chowk on Ambala to Pehowa Road where Ram Kumar and Kiranpal Singh had also set up a cart. They started quarreling with their father that their income has decreased as they had also set up their cart. A quarrel ensued and



both of them started grappling with his father. When he went to rescue his father, they threatened to teach him a lesson and Kiranpal Singh picked up a coconut cutting knife and attacked his father on his neck as a result of which he fell down and later on died. The accused were arrested and after completion of investigation, the final report has been presented in the Court for trial.

4. Learned counsel for the petitioners contended that the petitioners are in custody since 27.10.2023. Now, all the material witnesses, including the complainant namely Bunty (PW-1), Pritam Singh (PW-2) and Gurnam Singh (PW-3), have already been examined during the trial. However, they have not supported the prosecution case and PW-1 has categorically stated that the accused had not caused injuries to him and his father and that his uncle Gurnam Singh and Pritam Singh were also not present at the spot. Pritam Singh (PW-2) and Gurnam Singh (PW-3) have denied having witnessed any such occurrence and they have stated that some unknown persons had committed the murder of Balkar Singh and he was not murdered by the accused. As such, none of them have uttered anything incriminating against the accused during their examination. Learned counsel contended that no other eye witnesses remains to be examined and the prosecution case is not likely to improve and they deserve to be released on bail.

5. On the other hand, learned State counsel has opposed the bail and argued that petitioners have committed a heinous offence and in view of the gravity of the offence, they do not deserve the concession of bail.

6. During the trial, the prosecution has examined all the three



material witnesses namely Bunty (PW-1), Pritam Singh (PW-2) and Gurnam Singh (PW-3). However, all of them have not supported the prosecution case. PW-1, who is the complainant, has categorically stated that the accused had not caused any injuries to him and his father. He further stated that his uncle Gurnam Singh and Pritam Singh were also not present at the spot at the time of the incident. Pritam Singh (PW-2) and Gurnam Singh (PW-3) too have denied having witnessed any such occurrence. Rather, they have deposed that the murder was committed by some unknown persons. As such, none of them has uttered anything incriminating against the accused. No other eye witness remains to be examined. Only official witnesses remain to be examined and there is, thus, no likelihood of the petitioner winning over or intimidating the witnesses. Petitioners are in custody since 27.10.2023. After completion of investigation, final report has been presented in the Court for trial. The trial is likely to take a sufficiently long time to conclude and in these circumstances, further detention of the petitioners are not required and they deserve to be released on bail.

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

(YASHVIR SINGH RATHOR)
JUDGE

04.12.2025
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Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No