



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CRM-M-58039-2025
Date of decision: 17.11.2025

KOMAL GOUR

....Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE YASHVIR SINGH RATHOR

Present : Mr. Viren Jain, Advocate for the petitioner.

Mr. Rahul Jindal, AAG, Punjab.

Mr. Sahil Bansal, Advocate for the complainant.

YASHVIR SINGH RATHOR. J.(Oral)

1. Present petition under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 has been filed for grant of regular bail to the petitioner in case FIR No.96 dated 28.07.2025, under Sections 194(2), 125 BNS and under Sections 25/54/59 of Arms Act (Sections 332(c) and 109 of BNS and Section 27 of Arms Act added subsequently), registered at Police Station Division Number 2, District Police Commissionerate, Ludhiana, Punjab.
2. Mr. Sahil Bansal, Advocate, has put in appearance on behalf of the complainant, and filed his *Vakalatnama*, which is taken on record.
3. I have heard learned counsel for the parties and have gone through the record.
4. Brief facts of the prosecution case are that on 28.07.2025, ASI Malkit Singh received a secret information to the effect that Lakshmi Narayan and his son on the one side and Lovely Narang and his son on the other side have an old



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property dispute and they have gathered near Sunny temple, where they had altercations and fight and both the parties have committed ruckus, during which, petitioner Lakshmi Narayan fired a shot in the air, which created an atmosphere of terror and endangered the lives of people. With these allegations, formal FIR for the offences under Sections 194(2), 125 of BNS and Section 25 of Arms Act was registered against all the aforesaid four persons and other unknown persons. It was also revealed that the bullet had hit one Paras Narang on his right thigh, who was medico legally examined at Civil Hospital, Ludhiana. Petitioner was arrested on 28.07.2025 and he got recovered his licensed revolver along with two bullet shells and one live cartridge. During investigation, CCTV footage of the place of occurrence was perused, from which, it was revealed that after the altercation, both the parties went away from the spot but when Lakshmi Narayan and his son Kamal Gour were standing inside their shop, accused Varun Narang son of Lovely Narang along with his cousins Paras Narang and Aryan came at the spot and started beating Lakshmi Narayan and his son, after committing trespass in the shop of Lakshmi Narayan. When they were beating them, Lakshmi Narayan took out his revolver and fired a gunshot and thereafter, his son Kamal Gaur took revolver from him and fired a gunshot and on the basis of this CCTV footage, offence under Section 332-C of BNS and Section 27 of Arms Act were added and Paras Narang and Aryan were nominated as accused vide GDR No.34 dated 29.07.2025.

5. Learned counsel for the petitioner argued that petitioner has been falsely implicated. Infact, he was present inside his shop and the opposite party led by Varun Narang and his cousins assaulted him and his father and while acting in



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self-defence, his father had fired a shot, which hit in the thigh of Paras Narang and as per allegations in the FIR, he had also fired one shot but the same was not pointed at any one. Learned counsel further contended that petitioner was not the aggressor and infact, it is the opposite party, who was the aggressor. Both the parties have put forward their own cross versions. Petitioner is in custody since 28.07.2025. Co-accused namely Lakshmi Narayan, who is similarly situated has already been released on bail by this Court, vide order dated 23.09.2025. The investigation and trial is likely to take sufficiently long time to conclude and no useful purpose will, thus, be served by detaining the petitioner in custody any more and he may be released on bail.

6. On the other hand, learned State counsel assisted by counsel for the complainant has opposed the bail and argued that the petitioner has committed a heinous offence and infact, the petitioner and his father had called the victim and his family members for talks but they never assaulted them and petitioner fired the shot without any provocation and in view of the gravity of offence, he does not deserve the concession of bail.

7. As per the status report furnished at the time of decision of the bail application of co-accused Lakshmi Narayan by the State counsel, it was reported that Varun Narang and his companions had committed trespass in the shop of the petitioner and assaulted him and his father. Thereafter, co-accused Lakshmi Narayan had fired a shot in his self-defence and the bullet hit in the thigh of Paras Narang, which is not a vital part of the body. As such, both the parties have put forward rival contentions, which can be appreciated only after the evidence is led during the trial. Petitioner is in custody since 28.07.2025. The investigation and



trial is likely to take sufficiently long time to conclude and no useful purpose will be served by detaining the petitioner in custody. Moreover, co-accused Lakshmi Narayan who had fired the shot has already been 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.

17.11.2025

amandeep

(YASHVIR SINGH RATHOR)

JUDGE

Whether speaking/reasoned.

:

Yes/No

Whether Reportable.

:

Yes/No