

218 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

2025.PHHC.166501



CRM-M-66676-2025 (O&M)
Date of Decision: 03.12.2025

BEANT SINGH GILL ... PETITIONER
VERSUS
STATE OF PUNJAB ... RESPONDENT

CORAM : HON'BLE MR. JUSTICE H.S.GREWAL

Present:- Mr. PKS Phoolka, Advocate for the petitioner.
Mr. K.D.Sachdeva, D.A.G., Punjab.

H.S. GREWAL, J. (ORAL)

1. The petitioner is seeking regular bail under Section 483 of the Bharatiya Nagarik Suraksha Sanhita (BNSS) in FIR No.191 dated 03.08.2022, under Sections 420, 120-B IPC and Section 13 of Punjab Prevention of Human Smuggling Act, 2012 registered at Police Station Civil Lines, District Bathinda.
2. The case of the prosecution is that petitioner in connivance with the co-accused under a pre-planned conspiracy has usurped approximately Rs.17 Lakhs for sending the complainant abroad.
3. Custody certificate dated 01.12.2025 filed by the State counsel has been taken on record.
4. Learned counsel for the petitioner submits that the petitioner has undergone actual custody for a period of 01 year, 10 months and 09 days. Out of 18 prosecution witnesses, only one prosecution witness has been partly examined.
5. Learned State counsel vehemently opposes the prayer for grant of regular bail to the petitioner on the ground of gravity of allegations. He submits that petitioner is involved in similar cases registered between 2020 to 2022. As per the custody certificate, petitioner has undergone actual custody

for a period of 01 year, 10 months and 09 days.

6. On a query, learned counsel for the petitioner submits that though the petitioner is involved in similar cases registered between 2020 to 2022, but he has been granted bail in all these cases.

7. I have heard the learned counsel for the parties and perused the record.

8. Be that as it may, out of 18 prosecution witnesses, only one prosecution witness has been partly examined. Though the petitioner is involved in similar cases registered between 2020 to 2022 but he has been granted bail in all these cases. The petitioner has undergone actual custody for a period of 01 year, 10 months and 09 days. The conclusion of trial is likely to take some more time and continuous detention of the petitioner would not serve the ends of justice. Keeping in view the facts and circumstances of the present case, this Court deems it a fit case to grant the concession of regular bail to the petitioner during the pendency of the trial.

9. Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bail bonds, surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate concerned.

10. It is clarified that if on bail so granted through the instant order the petitioner is found indulging in any other criminal case it shall be open to the State to seek cancellation of his bail.

03.12.2025
Janki

(H.S.GREWAL)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No