



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

224

CRM-M-62418-2025 (O&M)
Date of decision: 12.11.2025

Anubhav Sharma

....Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. Manpreet Singh Longia, Advocate for the petitioner

Mr. Manipal Singh Atwal, DAG Punjab

AMAN CHAUDHARY, J. (ORAL)

1. Prayer in the present petition filed under Section 483 BNSS is for grant of regular bail to the petitioner in case FIR No.0121dated 06.09.2025, registered under Sections 192, 196, 352(2), 351(2), 299, 61(2) BNS and 67 of IT Act, at Police Station Kathgarh, District SBS Nagar, Nawashehar.
2. Learned counsel contends that the petitioner, who is 21 years old, has been in custody for more than 2 months. He alleges false implication, being friend of son of co-accused Mohan Gupta, who has since been granted regular bail by this Court vide order dated 29.10.2025, Annexure P-5, the allegations were against his son for having circulated a footage containing hate speech. No recovery has been effected from the petitioner and is not involved in any other case. Challan was presented on 05.11.2025, however, charges have not been framed. In all there are 12 prosecution witnesses.
3. The custody certificate dated 11.11.2025, filed by the learned State counsel is taken on record. As per the same, the petitioner is behind bars for 2 months and 4 days.



4. Learned State counsel opposes the bail on the ground that there are specific allegations against the petitioner, he being involved along with other co-accused in the commission of offence. However, he is unable to controvert the submissions with regard to stage, co-accused having been granted bail and the petitioner being not involved in any other case.

5. Heard.

6. Considering the facts and circumstances of the case, in particular that the petitioner is in custody for 2 months & 4 days; not involved in any other case; co-accused is on bail; challan stands presented on 05.11.2025, however, charges are yet to be framed and there are a total of 12 prosecution witnesses, the trial is likely to take a considerable time, further incarceration of the petitioner would be violative of his right enshrined under Article 21 of the Constitution of India, the present petition is allowed.

7. The petitioner is ordered to be released on regular bail, subject to furnishing bail/surety bonds to the satisfaction of trial Court/Duty Magistrate concerned, if not required in any other case and shall abide by the following conditions:-

- (i) The petitioner will not tamper with the evidence during the trial.
- (ii) The petitioner will not pressurize/ intimidate the prosecution witnesses.
- (iii) The petitioner will appear before the trial Court on each and every date fixed, unless is exempted by a specific order of Court.
- (iv) The petitioner shall not commit an offence similar to the offence of which, he is an accused, or for commission of which he is suspected of.
- (v) The petitioner shall not directly or indirectly coerce, induce, threaten or promise to any person acquainted with the facts of the case so as to dissuade him/ her from disclosing such facts to the Court or to any police officer or tamper with the evidence in any manner.



- (vi) The petitioner shall not in any manner misuse his liberty.
- (vii) The petitioner shall furnish his address and mobile number by way of an affidavit to the trial Court and not change the same till conclusion of trial and if for any reasons, he seeks to change either of the aforesaid, it shall be done only with prior information to the learned trial Court.
- (viii) The petitioner shall not leave the country without prior permission of the trial Court.
- (ix) The trial Court/Duty Magistrate may impose any other condition, as deemed appropriate while releasing the petitioner.

8. It is made abundantly clear that in case there is any breach of the aforesaid conditions, the State shall be at liberty to seek cancellation of bail as granted to the petitioner by this order.

9. In view of the above, it is clarified that the observations made herein above are limited for the purpose of present proceedings and would not be construed as any opinion on the merits of the case and the trial would proceed independently of the aforesaid observations.

(AMAN CHAUDHARY)
JUDGE

12.11.2025
M.Kamra

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