



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-64293-2025
Date of decision: 19.11.2025

SHAMMI

.....Petitioner

VERSUS

STATE OF HARYANA

.....Respondents

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present: - Mr. Dinesh Maurya, Advocate with
Mr. Mayank Aggarwal, Advocate
for the petitioner.

Ms. Chhavi Sharma, Asstt. A.G. Haryana
for the respondent-State.

VINOD S. BHARDWAJ, J. (Oral)

1. The instant first petition has been filed under Section 483 of The Bharatiya Nagarik Suraksha Sanhita, 2023, for the grant of regular bail in case bearing FIR No. 667 dated 11.10.2022, registered under Section(s) 148, 149, 323 and 302 of the Indian Penal Code, 1860 (Section 201 of the IPC was added later on) at Police Station Gharaunda, District Karnal.

2. Briefly summarized, the case of the prosecution is that on 10.10.2022, the police received information regarding a fight between two groups at New Jat Punjabi Dhaba, Araipura Road. Acting on this, the IO reached the spot and found that the injured persons had been taken to the Govt. Hospital, Gharaunda. The IO then proceeded to CHC, Gharaunda, where it was discovered that Manish and Neeraj had been brought dead. At

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the hospital, Chander Mohan, the complainant submitted an application stating that on the same day at about 07:30 pm, he alongwith his friends Mohan and Neeraj (since deceased) were sitting at New Jat Punjabi Dhaba, having food and liquor. Behind their table, four boys were sitting and talking loudly and when Neeraj asked them to lower their voices, an altercation ensued. The four boys left but returned shortly thereafter. One of them struck Chander Mohan on the head with a glass bottle while another hit Neeraj in the same manner. Thereafter they tried to flee but one boy was caught, who stated that he had called Rakma on the spot and that Rakma would deal with them. In the meanwhile, Chander Mohan's brother Manish arrived, who he sent back for safety. Thereafter, Rakma came to the Dhaba armed with a shutter handle alongwith four boys and attacked Chander Mohan and his friends. Chander Mohan managed to escape with great difficulty and met his father Sham Lal near his house. The two then went to look out for his brother Manish and found that Manish and Neeraj were lying unconscious at the dhaba drenched in blood with multiple injuries on their head. They were rushed to CHC, Gharaunda, where the doctor declared both of them dead. Chander Mohan also got medical treatment at CHC, Gharaunda. On the basis of the said application, the present FIR was registered under Section 148, 149, 323, 302 IPC against Rakma and his companions for forming an unlawful assembly and committing the murder of Manish and Neeraj.

3. Learned Counsel appearing on behalf of the petitioner at the very outset submits that the case of the petitioner is at par with co-accused

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Parvesh Kumar, Gurtej @ Sheru and Sandeep @ Ankit to whom concession of regular has been granted vide order dated 22.08.2025 in CRM-M-44052-2024; order dated 24.09.2025 in CRM-M-53004-2025 and order dated 06.11.2025 passed in CRM-M-54642-2025 respectively. He further contends that the petitioner has already undergone an actual custody of more than 03 years in the present case and that only 06 witnesses out of 23 have been examined so far. He submits that the trial shall take long time in its conclusion. The petitioner is attributed to have given kick and fist blows in the present case and is not involved in any other case. Besides, no recovery of any nature has been effected from the petitioner.

4. Counsel for the respondent-State does not dispute that the case of the petitioner would be at par with the other co-accused to whom the concession of bail has been granted by this Court.

5. I have heard learned counsel appearing on behalf of the respective parties.

6. In view of the facts noticed above and taking into consideration the role of the petitioner extracted above, the nature of the injuries, the stage of the trial as also the fact that the other similarly placed co-accused have been granted concession of regular bail, I deem it appropriate to enlarge the petitioner on regular bail to the satisfaction of the trial Court.

7. The instant petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing requisite bail bond/surety bond to the satisfaction of the trial Court/Duty Magistrate, concerned.



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8. It is made clear that the petitioner shall not extend any threat and shall not influence any prosecution witnesses in any manner directly or indirectly.

9. The observation made hereinabove shall not be construed as an expression on the merits of the case and the Trial Court shall decide the case on the basis of available material.

(VINOD S. BHARDWAJ)
JUDGE

NOVEMBER 19, 2025
Vishal Sharma

Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No