

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

222

2025.PHHC.175341



CRM-M-67780-2025 (O&M)
Date of decision: 16.12.2025.

NEERAJ KUMAR

...Petitioner(s)

VERSUS

STATE OF PUNJAB

...Respondent(s)

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

Present :- None

VINOD S. BHARDWAJ, J. (Oral)

The present petition has been filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023, for grant of regular bail to the petitioner in case bearing FIR No.145 dated 04.11.2024, under Section(s) 115(2), 126(2), 351(2), 191(3) and 190 of the Bharatiya Nyaya Sanhita, 2023 (Section 109 and 111 of the BNS, 2023 added later on), registered at Police Station Division No.8, Ludhiana.

Lawyers are abstaining from work on account of a call from the High Court Bar Association.

Briefly summarized, the aforesaid FIR was registered on the

statement of complainant Ajay Kumar son of Sh. Chaman Lal, which reads as under: -

“As per the prosecution story, the present FIR was registered on the statement of complainant Ajay Kumar S/o Shri Chaman Lal r/o House No. 53, near Kala Singha, Haibowal Kalan Ludhiana, age about 47 years Mob. No. 78378-98980 alleging therein on dated 02.10.2024 at around 12 PM he with my friends Harsh, Shiv Kumar, Sandeep Kumar were gathered near Rose Garden to celebrate birthday of Chetan Malhotra, then Vijay alias Monu resident of Haibowal, Sonu resident of Haibowal Ludhiana, Ashok Kumar alias Shonki resident of Sangam Chowk, Tarun resident of Jalandhar, Rohit Bains alias Jaggi resident of Dhobi Ghat near KVM. School Ludhiana, Suraj Chohan, Ravi Sahota resident of Chander Nagar Ludhiana, Neeraj Chohan resident of Haibowal Ludhiana and some 08-10 unknown boys riding on their respective vehicles, among whom was the brother of the said Vijay, Sonu, who had sharp weapons like daggers, kirpans, baseballs, khandas, started attacking my said friends Harsh, Shiv Kumar and Sandeep Kumar. Sandeep was hit on the head with Daat, attacked his aforementioned friends Harsh and Shiv Kumar on their head with swords. When the complainant went forward to stop them, they hit him on the head with Daat. They snatched his gold chain which was worth 02 tolas and took away his and his friend Chetan Malhotra's 02 phones, first phone brand-Samsung, colour-grey and second phone brand-Oppo colour-black. In the first phone 02 SIMS whose numbers are 78888-49349, 78378-98980 and in the second phone also 02 SIMs whose numbers are 9888896889, 9877495593 are running. After beating them the assailants fled from the spot threatening to kill threatening. Thereafter they were taken to hospital.”

It is averred in the petition that the petitioner has been falsely implicated and apart from named 08 persons, 08-10 other persons have caused the injuries. It is averred that there is no specific role attributed to the petitioner and that he is in custody since 16.11.2024. The co-accused of the petitioner have already been granted the concession of regular bail by this Court vide orders dated 16.10.2025 and 13.11.2025 passed in CRM-M-32855-2025 and CRM-M-62821-2025 respectively.

Mr. Deepak Kumar, ASI Pairvi Officer, does not dispute that the trial has not yet commenced in the present case and no witness has been examined so far. Further, the petitioner is not involved in any other case.

Having gone through the case file and the documents appended therewith and also taking into consideration the period of actual custody undergone by the petitioner, the stage of the trial, the non-involvement of the petitioner in any other criminal case and also that the co-accused of the petitioner have already been granted the concession of regular bail by this Court vide orders dated 16.10.2025 and 13.11.2025 passed in CRM-M-32855-2025 and CRM-M-62821-2025 respectively, I deem it appropriate to allow the present petition. Accordingly, the present petition is allowed. The petitioner is ordered to be released on bail on his furnishing requisite bail bond/surety bond to the satisfaction of the Trial Court/Duty Magistrate, concerned.

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.

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.

December 16, 2025.
raj arora

(VINOD S. BHARDWAJ)
JUDGE

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