

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

2026.PHHC:041185



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CRM-M-3419-2026

Date of decision: 17.03.2026

Date of uploading: 17.03.2026

Ajay Kumar

....Petitioner

V/s

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE SUMEET GOEL

Present: Mr. Kshitij Sharma, Senior Advocate with
Mr. Shobit Sharma, Advocate,
Ms. Shruti Sharma, Advocate for the petitioner.

Mr. Adhiraj Singh, AAG, Punjab.

SUMEET GOEL, J. (ORAL)

1. Present petition has been filed under Section 483 of BNSS 2023 for grant of regular bail to the petitioner in case bearing FIR No.122 dated 25.10.2025 registered for the offences punishable under Sections 109 (now omitted), 115(2), 118(1), 118(2) of BNS 2023, at Police Station Shambhu, District Patiala.

2. The case set up in the FIR in question (as set out by the petitioner in the present petition) is as follows:-

“At this time, a written statement of Sanjana, wife of Ankit, resident of Village Rajgarh, Police Station Sambhu, District Patiala, aged about 21 years, Mobile No. 8557090059, was received through ASI Bhan Singh No. 1604/Patiala, Police Station Sambhu, District Patiala, registration of a case against the accused Ajay Kumar, son of Jaspal Singh, resident of Village Rajgarh, Police Station Shambhu, District Patiala, for offences under Sections 109, 115 (2), and 118 (1) of the BNS,

handed over at the police station by PHG Lakhwinder Singh No. 18392. The contents whereof are as under:

Statement of Sanjana, wife of Ankit, resident of Village Rajgarh, Police Station Shambu, District Patiala, aged about 21 years, 8557090059, who stated as under: Mobile No.

I am a resident of the above-mentioned address and I do household work. I am +2 pass. My husband has been residing abroad in America for about one year. Today, at about 6:45 PM, I, along with my father-in-law Bhulla Ram, went on his Activa scooter bearing registration No. PB-39-L-7359, black in colour, Village Mehmadpur to purchase household items. to the New Market at When I and my father-in-law reached the New Market, my jeth (husband's elder brother) Darshan Singh, son of Karma, was standing in front of Motu's dhaba in the market. When my father-in-law parked the Activa, Ajay Kumar son of Jaspal Singh, resident of Village Rajgarh, was already standing in front of Motu's dhaba, holding an axe in his hand. Upon seeing us, he ran towards us, and immediately, with the intention to kill, Ajay Kumar started inflicting blows with the axe upon my father-in-law Bhulla Ram, due to which my father-in-law fell down on the ground.

In the meanwhile, Ajay Kumar took out a large knife from his pocket (Dub) and gave several knife blows on the body of my father-in-law, as a result of which a lot of blood started oozing from his body, and due to the grievous injuries, my father-in-law became unconscious. At the spot, I raised cries of 'save, save', and my jeth (Elder Brother-in-law) Darshan Singh also rushed to the spot. Seeing people gathering at the spot, Ajay Kumar fled away from the spot along with his weapons. Thereafter, I and my jeth Darshan Singh, with the help of passers-by, arranged a private vehicle and got my father-in-law Bhola Ram admitted to A.P. Jain Hospital, Rajpura. Other relatives of mine also reached the hospital at Rajpura. There, the doctor, keeping in view the multiple serious injuries sustained by my father-in-law, referred him to PGI Hospital, Chandigarh. Accordingly, my father-in-law Bhulla Ram was taken for treatment by Lakhwinder Singh, son of Gurmel Singh, resident of Rajgarh, and other relatives, an after arranging an ambulance , to Sector 32 Hospital, Chandigarh. I, along with

my jeth Darshan Singh, was coming to Police Station Shambu to give information regarding this incident, but you met us near the main gate of A.P. Jain Hospital, Rajpura, where I got my statement recorded before you. The statement has been read over to me and I admit it to be correct. Legal action be taken against Ajay Kumar son of Jaspal Singh.”

3. Learned senior counsel for the petitioner has submitted that the petitioner is in custody since 26.10.2025. Learned senior counsel for the petitioner has further submitted the petitioner has been falsely implicated into the FIR in question on account of an impending dispute between the rival parties. Learned senior counsel for the petitioner has further argued that the petitioner has been arraigned as an accused for the offence under Section 118(2) (erstwhile Section 326 of IPC), basis whereof is alleged to be a fracture of the rib. Learned senior has further submitted that, though in the FIR it is stated that the petitioner has given multiple stab wounds, but none has been so found. Learned senior counsel has further submitted that the petitioner is a man with clean antecedents. Thus, regular bail is prayed for.

4. Learned State counsel opposed the grant of bail to the petitioner by arguing that the allegations raised are serious in nature and, thus, the petitioner does not deserve the concession of regular bail. Learned State counsel seeks to place on record custody certificate dated 16.03.2026 in Court, which is taken on record.

5. I have heard counsel for the parties and have gone through the available records of the case.

6. The petitioner was arrested on 26.10.2025 and is in continuous custody since then. Upon culmination of investigation challan was

presented on 03.01.2026. Total 16 prosecution have been cited and it is the conceded position before this Court that none of the prosecution witnesses has been examined. It is not in dispute that the conclusion of trial will take long time. The rival contentions of the learned counsel for the parties; as to the whether the petitioner has been falsely implicated into the FIR, shall be gone into during the course of trial. This Court does not deem it appropriate to delve deep into these rival contentions, at this stage lest it may prejudice the rights of either of the parties. Nothing tangible has been brought forward to indicate the likelihood of the petitioner absconding from the process of justice or interfering with the remaining prosecution evidence.

7. As per the custody certificate dated 16.03.2026 filed by the learned State counsel, the petitioner has suffered incarceration for 4 months & 16 days and is not shown to be involved in any other FIR/case.

Suffice to say, the further detention of the petitioner in custody is not required in the facts and circumstances of the case.

8. In view of above, the petition in hand is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the learned concerned CJM/Duty Magistrate. However, in addition to conditions that may be imposed by the concerned CJM/Duty Magistrate, the petitioner shall remain bound by the following conditions:-

- (i) The petitioner shall not mis-use the liberty granted.
- (ii) The petitioner shall not tamper with any evidence, oral or documentary, during the trial.

- (iii) The petitioner shall not absent himself on any date before the trial.
 - (iv) The petitioner shall not commit any offence while on bail.
 - (v) The petitioner shall deposit his passport, if any, with the trial Court.
 - (vi) The petitioner shall give his cell phone number to the Investigating Officer/SHO of concerned Police Station and shall not change his cell-phone number without prior permission of the trial Court/Illaqa Magistrate.
 - (vii) The petitioner shall not in any manner try to delay the trial.
9. In case of breach of any of the aforesaid conditions and those which may be imposed by concerned CJM/Duty Magistrate as directed hereinabove or upon showing any other sufficient cause, the State/complainant shall be at liberty to move cancellation of bail of the petitioner.
10. Ordered accordingly.
11. Nothing said hereinabove shall be construed as an expression of opinion on the merits of the case.
12. Since the main case has been decided, pending miscellaneous application, if any, shall also stands disposed off.

(SUMEET GOEL)
JUDGE

March 17, 2026
Naveen

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