



CRM-M-4820-2026

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

316

CRM-M-4820-2026

Decided on :17.02.2026

Gursewak Singh and others

. . . Petitioner(s)

Versus

State of Punjab

. . . Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Amit Arora, Advocate for the petitioners.

Mr. Jasdeep Singh Addl. A.G., Punjab.

SANJAY VASHISTH, J. (Oral)

1. Present petition has been filed under Section 483 of BNSS, seeking regular bail in connection with FIR No. 0061 dated 02.04.2022, registered under Sections 326, 324, 323, 506, 148, and 149 IPC at Police Station Sadar Tarn Taran, District Tarn Taran.
2. On oral request of the learned counsel for the petitioner, complainant/victim-Harpreet Singh s/o Gurpartap Singh, resident of Dalke, Police Station Sadar Tarn Taran, District Tarn Taran, is ordered to be impleaded as party-respondent No. 2. Amended memo of parties would be filed in the Registry within the next three working days.
3. In fact, after registration of the case, during the course of investigation, all three petitioners were found innocent and, accordingly, were not challaned by the Investigating Agency. Petitioners have now been summoned under Section 358 BNSS (equivalent to Section 319 Cr.P.C.) as additional accused to face trial.

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4. Counsel for the petitioners contends that, since the Investigating Agency itself found the petitioners innocent, and the trial is currently in progress, the petitioners would continue to cooperate and join the proceedings before the trial Court, if released on bail.

5. Counsel further submits that the dispute between the parties, namely the petitioners and respondent No. 2, has been amicably resolved, and a compromise quashing petition, CRM-M-8659-2026, has also been filed before this Court and is listed for hearing today.

6. Learned State counsel does not dispute the fact that the petitioners were found innocent during investigation.

Mr. Parminder Singh Kanwar, Advocate for the complainant, appearing on his own, also endorses the correctness of the compromise and confirms that the quashing petition, CRM-M-8659-2026, has been instituted before the Court and is listed today for its hearing.

7. I have heard learned counsel for the parties and perused the paper-book as well as the documents appended thereto.

8. In view of the aforementioned circumstances, specifically that petitioners were found innocent by the Investigating Agency during the initial investigation and have only subsequently been summoned as additional accused, coupled with the fact that the parties have now entered into an amicable settlement, this Court finds merit in the present petition. Considering that the trial is already underway and the petitioners have undertaken to remain present for all future proceedings, their further



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incarceration would serve no useful purpose. Accordingly, the present petition is allowed.

Petitioners are ordered to be released on bail, subject to their furnishing bail/surety bonds to the satisfaction of the learned trial Court/ Chief Judicial Magistrate/Illaq Magistrate/ Duty Magistrate concerned, if not required in any other case.

9. Any of the discussion done and recorded hereabove, shall not be construed as an expression of opinion on the facts of the case. Therefore, trial Court is expected to decide the case by taking an independent view, on the basis of evidence available on record, as expeditiously as possible in accordance with law.

10. It is further made clear that if, in future, the petitioners are found to be directly involved in similar activities, the prosecution would be at liberty to seek cancellation of bail.

11. Petition stands disposed of.

(SANJAY VASHISTH)
JUDGE

17.02.2026

Rashmi

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