

2026 PHHC 076366



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH
CRM-M-4423-2026

Yogender Yadav

...Petitioner

Versus

State of Haryana

...Respondent

Sr. No.	Particulars	Details
1	The date when the judgment is reserved	13.05.2026
2	The date when the judgment is pronounced	19.05.2026
3	The date when the judgment is uploaded on the website	19.05.2026
4	Whether only operative part of the judgment is pronounced or full judgment is pronounced	Full
5	The delay, if any, of the pronouncement of full judgment, and reasons thereof	Not applicable

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Dr. Pankaj Nanhera, Senior Advocate with
Mr. Pradeep Duhan, Advocate and
Mr. Anurag Mor, Advocate for the petitioner.
Mr. Neeraj Poswal, Assistant Advocate General, Haryana.
Mr. Balvinder Sangwan, Advocate for the complainant.

MANISHA BATRA, J :-

The present petition has been filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short ‘BNSS’) by the petitioner seeking grant of regular bail in case bearing FIR No. 265 dated 29.09.2025 registered under Sections 103(1), 3(5) and 105 of Bharatiya Nyaya Sanhita, 2023 (for short ‘BNS’) at Police Station Khawaja, District Faridabad.

2. The aforementioned FIR was registered on the basis of a written complaint submitted by the complainant Savita, alleging therein that on the noon of 28.09.2025, her husband Nawal Kishore had left home along with the

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present petitioner. Since he did not return home till 8:30 p.m., she made calls to him, but no response was received and thereafter, his mobile phone was found to be switched off. She started searching for her husband and came to know that he had been seen going along with the present petitioner and co-accused Abhijeet, Monu @ Vicky and 4-5 other persons. Since she could not get any clue about her husband, she returned home. In the next morning, her son found a video received through *WhatsApp* from the cell phone of her husband, which was showing the video of the house of the petitioner. The complainant along with her family members rushed there and found that the room of the petitioner was bolted from outside. On opening the same, she found her husband to be lying there in an injured condition. Blood was oozing out from his head and nose and there were abrasions on the thumb of his foot. He was taken to the hospital, where he was declared brought dead. By alleging that a few days back, some verbal altercation had taken place between her husband and the present petitioner and out of grudge, the petitioner might have killed her husband, she prayed for taking action in the matter.

3. After registration of the FIR, investigation proceedings were initiated. Post-mortem examination of the dead body of the victim was conducted. The petitioner was arrested on 12.10.2025. Subsequently, co-accused Abhijeet and Vicky were also arrested. They suffered disclosure statements and demarcated the place of occurrence. The petitioner disclosed that on receipt of a call from co-accused Yogender @ Golu that the co-accused Abhijeet had inflicted injury on the head of the victim with an ice breaker and

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had fled, he had reached there and had found the victim lying in a drain. He with the help of co-accused Yogendra @ Golu and Vicky, had taken the deceased to his rented premises. Since blood was spilling from his head and nose at that time, they had locked him in the said room. The petitioner also got recovered his T-shirt and lower which he had worn at the relevant time. Investigation now stands concluded.

4. It is argued by learned counsel for the petitioner that he has been falsely implicated in this case. In fact, the victim Nawal was a friend of the co-accused as well as of the petitioner. On the night of 28.09.2025, they had joined the birthday party of one Harsh, which had been thrown by him at an open park. During the course of the celebration, a quarrel had taken place between accused Abhijeet and Nawal. The petitioner had tried to resolve the matter but to no avail. The victim had then run away towards the street and co-accused Abhijeet and Golu had followed him. This incident was even captured in the CCTV camera footage. It is further argued that subsequently, on receipt of a telephonic call from co-accused Yogendra @ Golu, he along with co-accused Vicky had reached the spot and due to the late night hours, had brought the victim to his rented accommodation. He was not aware of the fact that the victim had sustained any injury. In the next morning, by the time he had woken up, the relatives of the deceased and the complainant had reached there and had shifted the victim to the hospital. It is argued that the petitioner had no hand in the death of the victim as neither any injury had been caused to him nor there was any other involvement on his part. It is further

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argued that he has been in custody since long. The trial is likely to take a considerable time to conclude. No useful purpose would be served by detaining him in custody any longer. His antecedents are clean. It is, therefore, argued that the petition deserves to be allowed.

5. *Per contra*, learned State counsel assisted by learned counsel for the complainant, has argued that the allegations against the petitioner are serious in nature. There are chances of his absconding or intimidating the witnesses, if extended the benefit of bail. It is further argued that CCTV footage of the camera installed outside the rented room of the petitioner, has been procured by the investigating agency, which shows that the petitioner along with the co-accused brought the victim when he was dying, to his rented accommodation and kept him concealed there. Instead of informing the family members of the victim who were residing just at a short distance from the room of the petitioner and without providing any medical assistance to him, he kept the injured victim in his room and let him die there. The act done by him clearly shows his intention to cause death of the victim. It is, therefore, argued that he does not deserve to be extended the benefit of bail.

6. This Court has heard the rival submissions made by learned counsel for the parties at considerable length and has also seen a pen drive containing 03 CCTV footages of the camera installed outside the room of the petitioner.

7. As per the allegations, it was accused Abhijeet who had struck blows with an icebreaker on the head of the victim, due to which blood started

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oozing out from his wounds. The allegations against the petitioner are that instead of taking the victim to the hospital or informing his family members, he had kept him in his room, thereby letting him die as a result of the injuries sustained by him. The petitioner might have not caused the injury which resulted into the death of the victim as the same is alleged to have been caused by the co-accused but his act and conduct *prima facie* points out his *mala fide* as he intentionally appears to have avoided giving any information to the family members of the victim about his precarious condition or about providing any treatment to him. The intention of the petitioner common with that of the co-accused to cause death of the victim is therefore *prima facie* reflected from the record. Taking into consideration the nature of the accusations as levelled against the petitioner, the quantum of sentence which the conviction may entail and the attendant facts and circumstances of the case, this Court is of the considered opinion that the petition does not deserve to be allowed. Accordingly, the same is dismissed.

8. It is made clear that any observation made herein above is only for the purpose of deciding the present petition and the same shall have no bearing on the merits of the case.

9. Since the main petition has already been disposed of, pending application, if any, is rendered infructuous.

[MANISHA BATRA]
JUDGE

19th May, 2026
Parveen Sharma

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| 1. Whether speaking/ reasoned | : | Yes / No |
| 2. Whether reportable | : | Yes / No |