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

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Date of decision : 19.05.2026

GURJINDER SINGH

... PETITIONER

Versus

STATE OF PUNJAB

.. RESPONDENT

CORAM : HON'BLE MR. JUSTICE H.S.GREWAL

Present:- Mr. Rajvir Singh, Advocate for the petitioner.

Mr. Sandeep Kumar, DAG, Punjab.

H.S. Grewal, J.(Oral)

1. The present petition has been filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (erstwhile Section 439 Cr.P.C.) seeking grant of regular bail to the petitioner in case FIR No.17 dated 25.01.2024 registered under Sections 307, 353, 186, 332, 323, 324, 506 and 34 IPC, (Section 326 IPC added subsequently), at Police Station Sadar Kharar, District SAS Nagar, Mohali.

2. The case of the prosecution is that the petitioner, who was wanted in another criminal case, was being apprehended by the police party. It is alleged that the petitioner, along with his brother/co-accused Gurinder Singh, resisted the police and scuffled with them. The co-accused Gurinder Singh allegedly pelted stones, while the petitioner allegedly attacked the complainant ASI Jaspal Singh with a knife, causing injuries on his left hand, which was

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declared grievous in nature. The said injury was later declared to be dangerous to life as well.

3. Learned counsel for the petitioner, however, submits that the petitioner has been falsely implicated in the present case and co-accused Gurinder Singh has already been granted bail by the trial Court. Learned counsel also submits that the petitioner is in custody for the last more than 02 years, 03 months and 19 days. He, therefore, prays for release of the petitioner on regular bail as the trial is likely to take a long time as out of total 11 cited prosecution witnesses, only one prosecution witness has been partly examined so far.

4. Notice of motion.

5. On the asking of the Court, Mr. Sandeep Kumar, DAG, Punjab, accepts notice on behalf of the respondent and vehemently opposes the prayer for grant of regular bail to the petitioner. He has filed the custody certificate of the petitioner in Court, which is taken on record. As per the custody certificate, the petitioner is in custody for the last more than 02 years, 03 months and 19 days and he is involved in several other cases. He, upon instructions, submits that out of total 11 cited prosecution witnesses, only one prosecution witness has been partly examined so far.

6. I have heard the learned counsel for the parties and perused the record.

7. In view of the above submissions of learned counsel for the parties and keeping in view the facts that the petitioner is in custody for the last more than 02 years, 03 months and 19 days, co-accused has already been granted bail



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and that the trial is likely to take a long time to conclude as out of total 11 cited prosecution witnesses, only one prosecution witness has been partly examined so far, therefore, this Court deems it appropriate to grant the concession of regular bail to the petitioner during the pendency of the trial as the continuous detention of the petitioner would not serve the ends of justice.

8. Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bail bonds, surety bonds to the satisfaction of the learned trial Court/Duty Magistrate/Chief Judicial Magistrate concerned.

9. However, it is made clear that in case the petitioner misuses the concession of bail, the State/complainant would be at liberty to seek cancellation of his bail.

May 19, 2026
Sonia

(H.S.GREWAL)
JUDGE

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