

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

126

2026.PHHC.029177



CRM-M-13714-2025 (O&M)

Date of decision: 24.02.2026.

VIKASH @ TOUSER

...Petitioner(s)

VERSUS

STATE OF HARYANA

...Respondent(s)

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

Present :- Mr. Abhishek Rawal, Advocate, for
Mr. Gourav Sharma, Advocate,
for the petitioner in CRM-M-13714-2025 and
Ms. Gagandeep Kaur, Advocate,
for the applicant-petitioner in CRM-3679-2026.

Ms. Chhavi Sharma, AAG, Haryana.

VINOD S. BHARDWAJ, J. (Oral)

This first 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.38 dated 04.02.2022, under Section(s) 302, 201 and 34 of the Indian Penal Code, 1860, registered at Police Station Asauda, District Jhajjar.

2 Succinctly, the complainant in the present case is resident of

village Asauda Siwan. The complainant has two brothers and three sisters. Marriage of his niece, namely Annu was to be solemnized on 05.02.2022 and his sister Murti (wife of Shri Bhagwan) was coming to attend the marriage. She informed them after leaving the house and asked to be picked up from Railway Station. In the evening at about 6.00 PM, complainant sent Govind at the railway station to pick up his sister Murti. On reaching the railway station, Govind informed him on mobile that two small girls were also with Murti and that she (Murti) asked him to drop the girls at home first and she would come home on foot. Thereafter, Govind proceeded to leave the two girls on motor-cycle and the complainant's sister Murti proceeded towards home on foot. Thereafter, he sent Ankit to collect his sister Murti and after returning home, Ankit told them that his aunt Murti did not meet him on the way. They went to search Murti Devi and after searching a lot, Ankit told them that the dead body of Murti Devi was lying in the fodder room of old dairy situated on the eastern side of the road of railway station in the fields. On receipt of information, he and his family members reached at the spot and found the dead body of Murti Devi. On seeing, it was found that she had been murdered by inflicting injuries on her neck, chest and stomach. The clothes of Murti Devi were also torn and her dead body was lying in nude condition.

3 Counsel for the petitioner contends that the petitioner is in custody since 12.02.2022 and has undergone nearly 04 years of actual custody. Counsel submits that the trial shall take long to conclude. Counsel submits that the petitioner is not named in the FIR and there is no specific attribution to the petitioner. Counsel further submits that there is no link evident to point out the role attributed to the petitioner and the mode and

manner in which the murder took place.

4 State counsel, however, on instructions from the assisting police official submits that the petitioner is a person with criminal antecedents, is addicted to intoxicating drugs as well as involved in offences of dacoity and robbery. She contends that on the given date, the petitioner along with his co-accused had stopped the girl for carrying out a loot and committed her murder with a cutter, which was thrown by him in the river. The murder was committed in the premises of an old dairy built in the fields from where the dead body was recovered. There were multiple marks of incised wounds on the neck and chest of the deceased. It is further submitted that prosecution evidence is nearing an end and out of 30 witnesses cited by the prosecution, 24 witnesses already stand examined and only 06 witnesses remain to be examined. She further submits that the matter is fixed before the trial Court for recording further evidence.

5 Having heard the counsel for the parties and taking into consideration the arguments noticed above as well as the stage of the trial, and the period of the custody already undergone, the present petition is disposed of at this stage declining grant of regular bail to the petitioner. However, a direction is issued to the trial Court to expeditiously conclude the prosecution evidence in a time bound manner and preferably within a period of 03 months from the date next fixed before the trial Court for recording the prosecution evidence.

6 At this stage, counsel for the petitioner in CRM-3679-2026 i.e. application for seeking interim bail on medical grounds, moved by the petitioner contends that the same be considered as mother of the petitioner has

been diagnosed with Cervical Cancer and is undergoing chemotherapy at the All India Institute of Medical Sciences/National Cancer Institute, Jhajjar and Pt. B.D. Sharma Post Graduate Institute of Medical Sciences, Rohtak. She further contends that the petitioner may be granted interim bail so that he may assist his family in the treatment of his ailing mother.

7 State counsel does not have any serious objection to the aforesaid prayer.

8 Accordingly, the petitioner is granted interim bail for a period of 10 days commencing w.e.f. 26.02.2026 to 07.03.2026. He shall be released on interim bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the concerned trial Court/duty Magistrate. The petitioner shall surrender before the trial Court on 07.03.2026.

9 The application stands disposed of accordingly.

February 24, 2026.
raj arora

(VINOD S. BHARDWAJ)
JUDGE

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