



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

(242)

**CRM-M-13786-2026(O&M)
DATE OF DECISION:07.05.2026**

Rohit Sharma

.....Petitioner

VERSUS

State of Punjab

.....Respondent

CORAM HON'BLE MR. JUSTICE SUBHAS MEHLA

Present Mr. Kamaljeet Singh Derabassi, Advocate, for the petitioner.
Ms. Navreet Kaur, Asstt. AG, Punjab.

SUBHAS MEHLA, J (ORAL)

1. By way of present petition, the petitioner is seeking regular bail in case bearing FIR No.0345 dated 26.11.2025, under Sections 109, 111, 221, 132, 3(5) BNS and Section 25 of Arms Act, registered at Police Station Dera Bassi, SAS Nagar.

2. Brief facts of the case are that the present FIR was registered on secret information received by the police that accused persons, namely Harwinder Singh @ Bhola, Mohammad Sameer, Lakhwinder Singh and present petitioner Rohit Sharma, were members of the Lawrence Bishnoi gang and were allegedly involved in conducting reconnaissance (rekki) and supplying arms and ammunition to gangsters. It was further alleged that on 26.11.2025, they were coming from Ambala to Chandigarh to execute a crime. Acting upon the said information, the police conducted a raid, during which the accused persons allegedly opened fire upon the police party while attempting to flee. In retaliatory firing by the police, two accused sustained injuries and all the accused persons, including present petitioner Rohit Sharma, were apprehended at the spot.

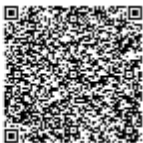


3. Learned counsel for the petitioner contends that the petitioner is falsely involved in this case; that it is a no injury case and no offence under Section 307 IPC is made out; that the complainant is also the Investigating Officer of the present case, which is impermissible; that nothing was recovered from the present petitioner; that petitioner is having clean and clear antecedents and not involved in any other case; that the petitioner is behind the bars for the last more than five months; that investigation has already been concluded; that trial will take sufficient time to conclude; that there is no apprehension that the petitioner will tamper with evidence, if released on bail, as all witnesses are police officials. Hence, prayer for grant of regular bail to the petitioner is made.

4. On the other hand, Ms. Navreet Kaur, Asstt. AG, Punjab, appears and files custody certificate of the petitioner, same is taken on record. Learned State counsel opposes the bail petition on the ground that the present petitioner along with other co-accused was apprehended when a raid was conducted on an abandoned building where they were planning to commit a dacoity; that petitioner and co-accused belong to Lawrence Bishnoi gang; there are serious allegations against the petitioner. Hence, prayer for dismissal of the petition is made.

5. Heard.

6. Taking into consideration the contentions raised by learned counsel for the parties and facts and circumstances of the present case and as concession of bail cannot be denied just as measure of punishment as culpability of the accused will be decided at the final stage by the trial Court after appreciating the evidences adduced by both sides and it is trite



principle of criminal jurisprudence that bail is rule, jail is an exception, this Court deems it a fit case to grant the concession of regular bail to the petitioner on the following aspects:

- i. That it is a no injury case.
- ii. That petitioner is not alleged to have fired gunshots at the police party, and same is attributed to the co-accused;
- iii. That nothing has been recovered from the possession of the present petitioner.
- iv. That the petitioner is in custody since 01.12.2025.
- v. That as per the custody certificate, except the present case, no other case is pending against the petitioner.
- vi. That investigation has been completed;
- vii. That there is no apprehension that the petitioner would tamper with the prosecution evidence, if released on bail, as the witnesses are police officials;
- viii. That the trial is likely to take sufficient time to conclude;
- ix. That no fruitful purpose would be served by keeping the petitioner behind bars any further.

7. 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 bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate concerned.

8. All pending misc. applications, if any, be also disposed of.

07.05.2026
mamta

(SUBHAS MEHLA)
JUDGE

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