



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

CRM-M-15519-2025

Date of decision : 13.03.2026

Ramesh Kumar

....Petitioner

versus

State of Haryana

.... Respondent

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Chanakya Pandit, Advocate for the petitioner.

Mr. Tanuj Sharma, A.A.G., Haryana.

RAJESH BHARDWAJ, J. (Oral)

1. Present petition has been filed by the petitioner praying for grant of regular bail in case FIR No.0601 dated 29.09.2024, under Sections 115(2), 126(2), 3(5), 351(2) of BNS, 2023 (Sections 110 & 109 of BNS added lateron), registered at Police Station Samalkha, District Panipat.

2. As per the facts of the case, the present FIR was lodged on the statement of complainant, namely, Mahender Pratap. It was alleged that on 28.09.2024 at about 6:30 pm, Vinay Kumar, who was working as Manager in the complainant's factory, came out of the factory gate to go to his home. In the meanwhile, two persons who were already standing there, started abusing and attacked upon him with sticks with an intention to kill him. It was alleged that the whole incident was captured in the CCTV footage and one assailant was identified as Rajpal, who was working in the bottling line of the factory, who was caught earlier i.e. on one day before the occurrence day by the security staff while in possession of two stolen bottles of liquor. Face of another assailant is also clearly visible in the CCTV footage. It was further alleged that when there was a commotion, both the assailants fled away from the spot. Vinay was

shifted to Hospital for treatment. Thus, request was made to take legal



action against the assailants. On registration of FIR, investigation commenced. The petitioner is behind bars in the present FIR since 07.01.2025. The petitioner approached the learned Additional Sessions Judge, Panipat, praying for grant of bail, however, finding no merit, the same was declined after hearing both the sides by Learned trial Court vide order dated 06.03.2025. Aggrieved by the same, the petitioner is before this Court praying for grant of bail by way of filing of present petition.

3. Learned counsel for the petitioner has contended that the petitioner has been falsely implicated in the present case. He submits that the petitioner along with co-accused has been alleged to have caused injuries to the complainant. It is contended that the petitioner neither had any motive nor had any vengeance against the injured. He submits that it was the co-accused rather who was shunted out of the factory. He submits that the co-accused has already been released on default bail granted by the trial Court vide order dated 13.12.2024. To buttress his arguments, he submits that the petitioner has no criminal antecedents and he is behind bars from last more than 01 year. He submits that the prosecution is intentionally delaying the trial. It is submitted that the investigation is complete and charges are framed and thus, he deserves to be granted bail.

4. Per contra, learned State counsel has also opposed the submissions made by counsel for the petitioner and submits the occurrence in the present case has been captured in the CCTV footage. He submits that co-accused has been granted default bail as the challan was not filed within the statutory period. He, on instructions, has submitted that investigation is complete; charges are framed and out of total 19 prosecution witnesses, none has been examined so far. He has produced



on record the custody certificate of the petitioner.

5. After hearing counsel for the parties and perusing the record, it is deciphered that the petitioner in the present case was arrested on 08.01.2025. The custody certificate produced would show that the petitioner has suffered an incarceration of 01 year, 02 months and 05 days as on 12.03.2026. It further reflects that the petitioner has no criminal antecedents. Out of total 19 prosecution witnesses, none has been examined so far. Investigation is already complete; charges are framed and admittedly, co-accused has already been granted default bail by learned trial Court vide order dated 13.12.2024.

6. The veracity of the allegations would be assessed only after conclusion of the trial and on the appreciation of evidence to be led by both the parties before the trial Court.

7. This Court would refrain itself from commenting anything on the merits of the case. Keeping in view the arguments raised by both the sides and perusing the record, the Court is of the opinion that learned counsel for the petitioner succeeds in making out a case for the grant of bail to the petitioner. Accordingly, present petition is allowed and petitioner is ordered to be released on bail on his furnishing bail/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate. Nothing said herein shall be treated as an expression of opinion on the merits of the case.

13.03.2026

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(**RAJESH BHARDWAJ**)
JUDGE

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