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(210)

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-16799-2026

Date of Decision: 22.05.2026

SUNIL @ SINU

... Petitioner

Versus

STATE OF HARYANA & ANOTHER

...Respondents

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Abhimanu, Advocate with
Mr. Chetan Juneja, Advocate
for the petitioner.

Mr. Vipul Sherwal, Asstt. A.G., Haryana.

JASJIT SINGH BEDI, J.

The prayer in the present petition under Section 483 of BNSS, 2023 is for the grant of regular bail in case bearing FIR No.314 dated 20.09.2025 registered under Sections 115(2), 126(2), 351(3) of BNS, 2023 (Section 105 of BNS, 2023 added later on) at Police Station Matlauda Panipat, District Panipat.

2. The present FIR came to be registered at the instance of Sunita W/of Ramesh and the same reads as under:-

*To,
The SHO Sahib,
Police Station Matlauda,
District Panipat*

Sir, I request that I, Sunita, wife of Ramesh, resident of village Adiyana, Police Station Matlauda, District Panipat, am a housewife. On 17.9.2025, at around 2:00 pm, I was sitting in front



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of my house and my husband Ramesh, son of Kishna, was coming towards home after plucking gourds from the vines of vegetables like bottle gourd and ridge gourd planted in the Panchayat land in front of the house. When my husband Ramesh reached in front of the house in the street, our neighbour Sunil, son of Balbir, resident of village Adiyana, came in the street and stopped my husband Ramesh's way, abused him, kicked him, slapped him, punched him and started beating him with elbows. Seeing all this, I shouted for help and got my husband Ramesh released from Sunil. Our neighbour Sunil threatened to kill me and my husband and ran away from the spot. Then my family members took my husband to Government Hospital, Panipat for treatment. On 17.9.2025, he was referred from Panipat Hospital to Kalpana Chawla Hospital, Karnal. On 18.9.2025, he was referred from Kalpana Chawla Hospital, Karnal to PGI, Rohtak. My husband Ramesh is undergoing treatment at PGI, Rohtak. My husband is not in a condition to speak. Today I have written an application and given it to you. Please take legal action against Sunil, son of Balbir, resident of village Adiyana. SD RTI Sunita Mo.No. 8818005130 dated 20.09.2025.”

3. The learned counsel for the petitioner contends that the occurrence has taken place on the spur of the moment on a trivial issue of plucking of vegetables from the Panchayat land purportedly by the deceased. The FIR was initially registered under Section 103(1) of BNS, 2023 (Section 302 IPC) but the report under Section 173(2) Cr.P.C. (Section 193(3) of BNSS, 2023) has now been filed under Sections 105, 115, 126, 351(3) BNS, 2023 (Sections 304, 323, 339, 506 IPC). As the petitioner is a first-time offender, in custody since 01.10.2025 but none of the 22 prosecution witnesses has been examined so far, the Trial of the present case is not likely

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to be concluded anytime soon and therefore, he is entitled to the concession of bail.

4. A status report dated 18.05.2026 by way of an affidavit of Atma Ram, HPS, Deputy Superintendent of Police, Panipat-II has been filed on behalf of the State by the learned counsel for the State. The same is taken on record. While referring to the status report, he contends that the physical condition of the deceased was poor. The petitioner has assaulted him severely as is apparent from the PMR which shows fracture of the thoracic cage/ribs. The nature of the allegations levelled against the petitioner do not entitle him to the concession of bail. He, however, concedes that initially the FIR was registered under Section 103(1) of BNS, 2023 (Section 302 IPC) but the report under Section 173(2) Cr.P.C. (Section 193(3) of BNSS, 2023) has now been filed under Sections 105, 115, 126, 351(3) BNS, 2023 (Sections 304, 323, 339, 506 IPC) as also the fact that the petitioner is a first-time offender, is in custody since 01.10.2025 but none of the 22 of the prosecution witnesses has been examined so far.

5. I have heard the learned counsel for the parties.

6. The veracity of the prosecution case against the petitioner and his co-accused shall be adjudicated upon during the course of the Trial. Admittedly, the petitioner is a first-time offender, in custody since 01.10.2025 but none of the 22 prosecution witnesses has been examined so far. Therefore, the Trial of the present case is not likely to be concluded anytime soon. In this situation the further incarceration of the petitioner is not required.

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7. Thus without commenting on the merits of the case, the present petition is allowed and the petitioner-Sunil @ Sinu S/o Balbir is ordered to be released on bail subject to his furnishing bail bonds and surety bonds to the satisfaction of learned CJM/Duty Magistrate, concerned.

8. The petition stands disposed of.

(JASJIT SINGH BEDI)
JUDGE

22.05.2026

JITESH

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