



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

CRM-M-16589-2026

Date of Decision: 21.05.2026

Shubham Kumar @ Ghuggi

...Petitioner

vs.

State of Punjab

...Respondent

Coram : **Hon'ble Mr. Justice N.S.Shekhawat**

Present : Mr. Sunny Singla, Advocate
 for the petitioner.

Mr.M.S.Bajwa, Deputy Advocate General, Punjab.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the present petition under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 with a prayer to grant regular bail to him in case FIR No.37, dated 15.02.2024 registered under Sections 307, 326, 325, 324, 506, 120-B, 148, 149 of IPC and Sections 27, 54, 59 of Arms Act, at Police Station Dasuya, District Hoshiarpur, Punjab (Annexure P-1).

2. Learned counsel for the petitioner contends that the petitioner was wrongly named in the FIR by the complainant and it was falsely alleged that the petitioner was carrying a datar and had caused injuries on the person of Manjit Singh. However, Manjit Singh has already been discharged from the hospital. Moreover, the petitioner was arrested in the present case on 20.03.2024 and is in custody for the last more than one year and nine months. Moreover, challan has already been presented against the petitioner and the trial may not conclude in near future. He further contends that even co-accused, namely, Surinder

Kumar @ Sonu has already been granted the concession of bail by a Coordinate Bench of this Court vide order dated 16.07.2025 passed in CRM-M-63439-2024 (Annexure P-3).

3. On the other hand, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner on the ground that serious allegations have been levelled against the present petitioner. He further contends that the petitioner is involved in three more criminal cases and he does not deserve the concession of bail by this Court.

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

5. In the present case, the petitioner is in custody for the last more than one year and nine months and challan has already been presented against him. Moreover, the co-accused, Surinder Kumar @ Sonu has already been granted the concession of bail by this Court vide order dated 16.07.2025 (Annexure P-3) and there is no material to show that the petitioner may tamper with the prosecution evidence or may flee from the process of law.

6. At this stage, without commenting on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail subject to his furnishing bail bonds and surety bonds to the satisfaction of the concerned trial Court/ Duty Magistrate/Chief Judicial Magistrate subject to the following conditions:-

(i) The petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case, so as to dissuade him to disclose such facts to the Court or to any other authority.

- (ii) The petitioner shall remain present before the Court on the dates fixed for hearing of the case.*
- (iii) The petitioner shall not absent himself from the Court proceedings except on the prior permission of the Court concerned.*
- (iv) The petitioner shall surrender his passport, if any, (if already not surrendered), and in case he is not holder of the same, he shall swear an affidavit to that effect.*
- (v) The petitioner shall also file his affidavit before the concerned Court, mentioning his ordinary place of residence and number of mobile phone, which shall be used by him during the pendency of the trial. In case of change of place of residence/mobile number, he shall share the details with the concerned Court/learned Trial Court.*
- (vi) In case, the petitioner is involved in any other criminal activity, during the pendency of the trial, it shall be viewed seriously.*
- (vii) The concerned Court may insist on two heavy local sureties and may also impose any other condition, in accordance with law, while accepting the bails bonds and surety bonds of the petitioner.*

7. In case, the petitioner violates any of the conditions mentioned above, it shall be viewed seriously and the concession of bail granted to him shall be liable to be cancelled and the prosecution shall be at liberty to move an application in this regard.

21.05.2026
hemlata

(N.S.SHEKHAWAT)
JUDGE

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