

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

2026.PHHC:050865



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CRM-M-16014-2026

Date of decision: 02.04.2026

Date of uploading: 02.04.2026

Arjun Singh

...Petitioner

V/s

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE SUMEET GOEL

Present: Mr. V.K. Sandhir, Advocate, for the petitioner.

Mr. Hemant Aggarwal, DAG, Punjab.

SUMEET GOEL, J. (ORAL)

1. Prayer in the present petition filed under Section 483 of BNSS 2023 is for grant of regular bail to the petitioner in case FIR No. 299 dated 12.11.2025 under Sections 109, 115 (2), 126 (2), 190, 191 (3) of BNS (Section 307/323/337/341/149/147 IPC) & Section 25 of the Arms Act, at Police Station Ajnala, District Amritsar.

2. The case set up in the FIR in question (as set out by the petitioner in the present petition) is as follows:-

“Statement of Malkit Singh, son of Lakha Singh, resident of Bhoewali, police station Ajnala. District Amritsar, age about 30 years, mobile number 95927-30867. Stated that I am a resident of the above mentioned village and work as a labourer. On 04-10-2025, at around 11:30 am, I was going to work from my house when I reached near the house of Harinder Singh son of Satpal Singh, resident of Bhoywali, Gurpartap Singh son of Lakha Singh Musalla Taijl, Arjan Singh son of Balwinder Singh alias Nikka Musalla Datar, Jobanjit Singh alias Joban

son of Balwinder Singh Musalla Dang, Harinder Singh son of Satpal Singh, resident of Bhoywali, Ajnala police station, and 2-3 unknown persons surrounded me and Harinder Singh said, "Catch him and let him taste the pleasure of making complaints at our house." Jobanjit Singh attacked me with his hand-held dang, which I blocked with my hand, then Arjan Singh attacked me with the back of his hand-held 'Datar/sickle, which hit the left side of my head near the ear and I fell on the ground and then Harinder Singh and his companions started beating me. Then Gurpartap Singh pointed his rifle at me and said that today I have to finish my work by killing you. So I ran towards the field to save my life and the said person also ran after me to kill me and then Gurpartap Singh fired from his rifle at me with the intention of killing me and three pellets of that fire hit on my back. I fell unconscious in the paddy field and the said person, thinking me dead, fled from the spot along with their weapons. When my family came to know about the fight, my family started searching for me and my uncle's son Avtar Singh searched for me and admitted me to the Government Hospital Ajnala, where the doctor treated me. Till now, the respected people of the village have been trying to affect compromise between us, which could not be done. Today I along with Gurpreet Singh, son of Narinderpal Singh, resident of Bhoywali was coming to inform you that you have met me. MLR No 296/AP/CH/AJNALA/2025 Dated 04.10.2025 along with X-Ray films are produced. The reason for the enmity is that Harinder Singh, Gurpartap Singh, Arjan Singh and Jobanjit Singh Uktan used to stop me from passing through the street, regarding which I had also told their families. Due to which the said attacker, keeping enmity towards this matter, has taken a decision and attacked me and tried to kill me. The statement has been written by you, I have read it and heard it correctly. Appropriate legal action should be taken. Sd/-Malkit Singh Confirmed/-Gurpreet Singh Attested/-Amreek Singh ASI Police Station Ajnala Date 12.11.2025."

3. Learned counsel appearing for the petitioner has submitted that the petitioner is in custody since 09.01.2026. Learned counsel appearing for the petitioner has further argued that the petitioner has been falsely implicated into the FIR in question. Learned counsel has further submitted that *assuming arguendo*, the prosecution version available at this

juncture is taken to be correct, the injury attributed to the petitioner is with reverse side of *datar*. Learned counsel appearing for the petitioner has further submitted that the gun-shot is attributed to Gurpartap Singh, who is in custody. Learned counsel appearing for the petitioner has further argued that the petitioner has suffered incarceration for more than 2 months & is a young man aged 22 years with clean antecedents. Thus, regular bail is prayed for.

4. Learned State counsel has opposed the grant of bail to the petitioner by arguing that the allegations raised are serious in nature and, thus, the petitioner does not deserve the concession of regular bail. Learned State counsel seeks to place on record custody certificate dated 01.04.2026 in Court, which is taken on record.

5. I have heard counsel for the parties and have gone through the available records of the case.

6. The petitioner was arrested on 09.01.2026 whereinafter investigation was carried out and challan was presented on 23.03.2026. Total 14 prosecution have been cited and it is the conceded position before this Court that charges are yet to be framed. It is not in dispute that conclusion of trial will take long time. The rival contentions of the learned counsel for the parties; as to the whether the petitioner has been falsely implicated into the FIR, shall be gone into during the course of trial. This Court does not deem it appropriate to delve deep into these rival contentions, at this stage lest it may prejudice the rights of either of the parties. Nothing tangible has been brought forward to indicate the

likelihood of the petitioner absconding from the process of justice or interfering with the remaining prosecution evidence.

7. As per the custody certificate dated 01.04.2026 filed by the learned State counsel, the petitioner has suffered incarceration for 2 months & 23 days and is not shown to be involved in any other FIR/case.

Suffice to say, the further detention of the petitioner in custody is not required in the facts and circumstances of the case.

8. In view of above, the petition in hand is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the learned concerned CJM/Duty Magistrate. However, in addition to conditions that may be imposed by the concerned CJM/Duty Magistrate, the petitioner shall remain bound by the following conditions:-

- (i) The petitioner shall not mis-use the liberty granted.
- (ii) The petitioner shall not tamper with any evidence, oral or documentary, during the trial.
- (iii) The petitioner shall not absent himself on any date before the trial.
- (iv) The petitioner shall not commit any offence while on bail.
- (v) The petitioner shall deposit his passport, if any, with the trial Court.
- (vi) The petitioner shall give his cell phone number to the Investigating Officer/SHO of concerned Police Station and shall not change his cell-phone number without prior permission of the trial Court/Illaq Magistrate.
- (vii) The petitioner shall not in any manner try to delay the trial.

9. In case of breach of any of the aforesaid conditions and those which may be imposed by concerned CJM/Duty Magistrate as directed hereinabove or upon showing any other sufficient cause, the State/complainant shall be at liberty to move cancellation of bail of the petitioner.
10. Ordered accordingly.
11. Nothing said hereinabove shall be construed as an expression of opinion on the merits of the case.
12. Since the main case has been decided, pending miscellaneous application, if any, shall also stands disposed off.

(SUMEET GOEL)
JUDGE

April 02, 2026
Naveen

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No