



CRM-M-16636-2025

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(122)

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-16636-2025

Date of Decision: 19.03.2026

RAMESH KUMAR @ SUNNY

... Petitioner

Versus

STATE OF HARYANA

...Respondent

CRM-M-20159-2025

RAMESH @ LEELU @ LILU

... Petitioner

Versus

STATE OF HARYANA

...Respondent

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Dr. Anmol Rattan Sidhu, Sr. Advocate with
Mr. Pratham Sethi, Advocate
Mr. Kanishk Swaroop, Advocate
for the petitioner in CRM-M-16636-2025.

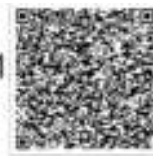
Mr. Mohit, Advocate
for the petitioner in CRM-M-20159-2025.

Mr. T.P. Singh, Sr. DAG, Haryana.

Mr. Gourav Jain, Advocate
for the complainant.

JASJIT SINGH BEDI, J.

This order shall dispose of two petitions bearing No.CRM-M-16636-2025 titled as Ramesh Kumar @ Sunny versus State of Haryana and CRM-M-20159-2025 titled as Ramesh @ Leelu @ Lilu Versus State of

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Haryana as the same are arising out of the same FIR. However, for the sake of convenience the facts have been taken from CRM-M-16636-2025.

2. The prayer in the present petitions under Section 483 BNSS, 2023 is for the grant of regular bail in case bearing FIR No.168 dated 02.09.2020 registered under Section 25 of Arms Act, 1959 and Sections 120-B, 148, 149, 302, 323, 395, 212, 201, 325, 427, 452 IPC, registered at Police Station Bhattu Kalan, District Fatehabad.

3. The present FIR came to be registered at the instance of Dinesh Kumar S/o Man Singh and the same reads as under:-

“Statement of Dinesh Kumar aged about 34 years, son of Sh. Man Singh son of Heer Singh Jhanjhadiya resident of village Kalirawan Tehsil Adampura District Hisar Mobile No. 98125-31311. I am resident of above said address. I am share holder in the liquor shop at Daiyad. Yesterday on dated 01.09.2020, I along with Sandeep son of Krishan Kaswan resident of Daiyad, Anil son of Subhash Chander Kaswan and Jasbir son of Sri Chand Kaswan resident of Daiyad village Daiyad were sitting in the office of liquor shop. At about 8/8:15 PM, as many as 3 cars and one Bolero car came from the side of village Daiyad and stopped in front of our house. Ramesh son of Kehar Singh resident of Daiyad alighted from one car and Leelu Ram resident of Thuhiya, Mewa Singh @ Kalu Bhadu son of Satbir resident of Jand Wala Bagar and Sahil @Doga son of Rajvir resident of Ragha Police Station and Tehsil Rajgarh, Rajasthan have been alighted from the other cars. They were accompanied with 10/12 other persons and I do not know them. Ramesh, Leelu @ Ramesh Beniwal, Mewa Singh @ Kalu Bhadu, Sahil @ Doga were armed with pistol/Katta. The others were accompanied with iron rods.



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Ramesh son of Kehar Singh while standing in front of the office and said to come out and today they have come to take revenge of his father Kehar Singh and uncle Jaivir and said that you will be killed. While saying this, Ramesh Leelu @ Ramesh Beniwal, Mewa Singh @ Kalu, Sahil @ Doga have entered into the office. Sahil @Doga said that today Jaivir has senet them to take revenge. In the meantime, Ramesh son of Kehar Singh with intention of killing, fired from his pistol/ kata directly at Sandeep son of Krishan resident of Daiyad. Then Leelu Ram @ Ramesh Beniwal, Mewa Singh @ Kalu Bhadu and Sahil @Doga have also done firing from the pistols which were lying in their hands and gunshot was hit on the left side of stomach of Sandeep. The gunshot fired by Leelu Ram @ Ramesh Beniwal was hit near the elbow of the left arm of Sandeep. The gunshot fired by Mewa Singh @ Kalu was hit on the toe of the right foot of Sandeep. The gunshot fired by Sahil @ Doga was directly hit on the wall of the office. In the meantime, 10/12 persons who were armed with iron rods in their hands, have also come in the office and have committed attack on us. Then inflicted injuries with iron rods on the head, hands and foot of all the persons. They have also inflicted injuries with iron rods on the head, hands and foot of Anil. Further inflicted injuries with iron rods on both the hands and other parts of the body of Jasbir. They have also inflicted injuries to me blow the elbow of left arm. Some boys out of them, have caused damages to the articles lying in the office such as LCD, DCR, Washing Machine, Counter, almirah and door of the office with the rods. Fruther Sahil @ Doga has also damaged our two phones lying on the bed in the office by doing firing on these phones. Further they have caused damage to the almirah lying in the office and taken away an amount of Rs. 2.50 Lakh from it. They have further caused damage to white colour bolero campter parked outside the wine shop as well as caused damage to the



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Itios Car of Jasbir as well as two splendor motorcycles which were parked at there. They have also taken away the DVR of CCTV camera along with them. They have done firing in the air, boarded in their vehicles and went away along with their weapons from the spot towards village Jogiwala. Thereafter, upon receipt of information, Vikas son of Ram Parsad resident of Daiyad came on the spot on a vehicle. Somebody had also made phone call to ambulance. Ambulance also came on the spot. Anil and Jasbir were boarded in the ambulance and were taken away towards CHC Bhattu Kalan. I along with Sandeep have come to CHC Bhattu Kalan on the vehicle of Vikas. The doctor had given us first aid and referred us to MAMC Agroha. However, we all have come to Sapra Hospital, Hisar for treatment. Anil and Jasbir were admitted in Sapra Hospital. I had suffered minor injuries. Therefore, I was not admitted in the hospital. The doctor has checked Sandeep son of Krishan resident of Daiyad in the ambulance and declared him dead. Subsequently, the dead body of Sandeep has been kept in the mortuary of Civil Hospital Hisar. The reason behind the grudge to inflict injuries to us is that earlier our quarrels have taken place with Jaivir. Thus, Jaivir has hatched conspiracy to take revenge and have got inflicted injuries to us. Sandeep has since been died. Strict legal action may kindly be taken against Jaivir son of Ram Chander, Ramesh son of Kehar Singh, Ramesh @ Leelu Beniwal, Mewa Singh @ Kalu Bhadu, Sahil @ Doga and 10/12 other persons and justice be given. I have recorded my statement, which has been read over and is correct. Sd. Dinesh dated 20.09.2020.”

4. The learned counsel for Ramesh Kumar @ Sunny (petitioner in CRM-M-16636-2025) contends that though the petitioner is shown to be an assailant, during the course of investigation, the Investigating Agency found that he was a conspirator. The assailants were actually Suresh Kumar alias

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Fauji, Naveen alias Sahil alias Doga and Himmat Singh all of whom have been granted the concession of bail vide orders dated 19.10.2023, 22.05.2025 29.05.2023 passed in CRM-M-42286-2023, CRM-M-38423-2024 & CRM-M-2377-2023. As the petitioner is in custody since 31.10.2022 but only 14 of the 47 prosecution witnesses have been examined so far, the Trial of the present case is not likely to be concluded anytime soon and therefore, he is entitled to the concession of bail.

5. The learned counsel for Ramesh @ Leelu @ Lilu (petitioner in CRM-M-20159-2025) contends that though the petitioner is stated to be an assailant, during the course of the investigation, it transpired that he was merely the occupant of a Bolero along with his co-accused and the assailants were Suresh Kumar alias Fauji, Naveen alias Sahil alias Doga and Himmat Singh all of whom have been granted the concession of bail vide orders dated 19.10.2023, 22.05.2025 29.05.2023 passed in CRM-M-42286-2023, CRM-M-38423-2024 & CRM-M-2377-2023. As the petitioner is in custody since 12.09.2020 but only 14 of the 47 prosecution witnesses have been examined so far, the Trial of the present case is not likely to be concluded anytime soon and therefore, he too is entitled to the concession of bail.

6. On the other hand, the learned State counsel contends that though the petitioners are stated to be assailants it transpired during the course of the investigation that one of them was a conspirator whereas the other was an occupant of a Bolero car in which the main assailants were travelling. He, however states that during the course of the Trial, Anil

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(injured) was examined as PW1 and Dinesh Kumar (complainant) was examined as PW2 both of whom have supported the version of the FIR. He, however, concedes that the petitioners are in custody since 31.10.2022 and 12.09.2020 respectively and only 14 of the 47 prosecution witnesses have been examined so far.

7. The learned counsel for the complainant contends that the petitioners are duly named in the FIR and are the actual assailants. The investigation has not been conducted in a fair manner. During the course of the Trial, Dinesh and Anil both have deposed in line with the contents of the FIR. As the petitioners are the main assailants, they ought not to be granted the concession of bail. He, however concedes that as per the prosecution case, Suresh Kumar alias Fauji, Naveen alias Sahil alias Doga and Himmat Singh are stated to be the assailants all of whom have been granted the concession of bail.

8. I have heard the learned counsel for the petitioners.

9. As per the contents of the FIR, the petitioners are stated to be amongst the main assailants. However, during the course of the investigation, it transpired that while Ramesh Kumar @ Sunny (petitioner in CRM-M-16636-2025) was a conspirator and Ramesh @ Leelu @ Lilu (petitioner in CRM-M- 20159-2025) was travelling in a Bolero car along with the other assailants. They have not been found to be the main assailants. Suresh @ Fauji, Naveen @ Sahil @ Doga and Himmat Singh have been found to be the

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main assailants. Though during the course of the trial, Dinesh Kumar and Anil have deposed in line with the allegations leveled in the FIR, it would be a moot point during the course of Trial as to whether the version of the Investigating Agency is to be accepted or that of the witnesses. Admittedly, the petitioners are in custody since 31.10.2022 & 12.09.2020 respectively but only 14 of the 47 prosecution witnesses have 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 petitioners is not required.

10. Thus without commenting on the merits of the case, the present petitions are allowed and the petitioners are ordered to be released on bail on their furnishing bail bonds and surety bonds to the satisfaction of learned CJM/Duty Magistrate, concerned.

11. The petitioners shall appear before the police station concerned on the first Monday of every month till the conclusion of the trial and inform in writing each time that they are not involved in any other crime other than the cases mentioned in the custody certificates dated 18.03.2026.

12. If the petitioners or their family members/associates make any attempt to contact/threaten/intimidate the witnesses in the present case, the State would be at liberty to move an application for cancellation of bail granted vide this order.

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13. In addition, the petitioners (or anyone on their behalf) shall prepare an FDR in the sum of Rs.1,00,000/- each and deposit the same with the Trial Court. The same would be liable to be forfeited as per law in case of the absence of the petitioners from trial without sufficient cause.

14. The petitions stand disposed of.

(JASJIT SINGH BEDI)
JUDGE

19.03.2026

JITESH

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