



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

CRM-M-17008-2026
Date of decision: 12.05.2026

RESHAM SINGH

...PETITIONER

V/S

STATE OF HARYANA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUBHAS MEHLA

Present: Mr. P.S. Sekhon, Senior Advocate with
Ms. Sweedel Goyal, Advocate and
Mr. Navraj Singh, Advocate for the petitioner.

Mr. Vishal Singh, AAG, Haryana.

SUBHAS MEHLA, J. (ORAL)

1. By way of the present petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, the petitioner is seeking regular bail in case bearing FIR No.185 dated 12.10.2025 registered under Sections 117(2), 118(1), 118(2), 190, 191(2), 191(3), 115(2), 324(4), 333, 351(3), 61(2) and 111 of Bharatiya Nyaya Sanhita, 2023 (for short 'BNS') at Police Station Sadar Ratia, District Fatehabad.

2. In the present case, petitioner and co-accused came in a White car armed with axes and iron rods, entered the house of the complainant and inflicted injuries upon him. Thereafter, they snatched the complainant's mobile phone and an amount of Rs.10,000/- from his pocket and damaged his motor-cycle.

3. Learned counsel for the petitioner prayed for grant of regular bail to the petitioner on the following grounds :

i. The petitioner has been falsely involved in the present case.



- ii. Name of the petitioner is not mentioned in the FIR and he has been involved in the present case only on the basis of disclosure statement made by co-accused, which has no evidentiary value in the eyes of law.
 - iii. Petitioner is in custody since 03.11.2025 i.e. for the last more than 05 months.
 - iv. The injuries attributed to the petitioner are simple in nature.
 - v. The offence under Section 111 of BNS is not made out as the offence in question is not related to any syndicate or any organized crime, and offences, except Section 111 of BNS, are triable by Magistrate.
 - vi. Investigation has already been completed and final report under Section 193 of BNSS has already been filed.
 - vii. Trial will take sufficient time to conclude. No fruitful purpose would be served by keeping the petitioner behind the bars for an indefinite period.
4. Learned State counsel has placed on record the custody certificate of the petitioner, which is taken on record. He opposed the prayer of the petitioner on the following grounds:
- i. Petitioner has actively participated in the commission of offence as he along with other co-accused gave beatings to the complainant and caused him injuries.
 - ii. CCTV footage of the occurrence is available on record, where the petitioner is seen carrying an iron pipe.



- iii. It is a moot question to be considered at an appropriate stage, during the course of trial, that offence under Section 111 of BNS is made out or not.

6. Heard.

7. Keeping in view the facts and circumstances of the present case and the following contentions of learned counsel for the parties that :

- i. Name of the petitioner is not mentioned in the FIR and he has been involved in the present case only on the basis of disclosure statement made by co-accused.
- ii. Petitioner is in custody since 03.11.2025 i.e. for the last more than 05 months.
- iii. Investigation has already been completed and final report under Section 193 of BNSS has already been filed.
- iv. The injuries attributed to the petitioner are simple in nature.
- v. The offence under Section 111 of BNS is not made out or not, is a moot question to be adjudicated at appropriate stage.
- vi. Trial will take sufficient time to conclude. No fruitful purpose would be served by keeping the petitioner in custody for any further period.

8. Concession of bail cannot be denied just as a measure of punishment as culpability of accused is to be decided after appreciating evidence adduced by both the parties. It is a trite principle of criminal jurisprudence that bail is rule, jail is an exception, this Court deems it a fit case to grant the concession of regular bail to the petitioner.



9. Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate concerned.

May 12, 2026
manisha

(SUBHAS MEHLA)
JUDGE

(i)	Whether speaking/reasoned	Yes/No
(ii)	Whether reportable	Yes/No