

2026.PHHC.061664



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

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Date of decision: 23.04.2026

1. CRM-M-17993-2025
PRITAM SINGH V/S STATE OF PUNJAB
2. CRM-M-7970-2025
MANGAT SINGH V/S STATE OF PUNJAB

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Ms. Riffi Birla, Advocate for the petitioner
In CRM-M-17993-2025.

Mr. Abhaysher Singh, Advocate for the petitioner
In CRM-M-7970-2025.

Mr. Manipal Singh Atwal, DAG, Punjab.

AMAN CHAUDHARY, J. (Oral)

1. The present petitions filed under Section 483 of BNSS 2023 for grant of regular bail to the petitioners in case FIR No.194 dated 19.09.2023, registered under Sections 323/148/149 IPC (Sections 302, 307, 34 IPC added later on and Sections 18/149 IPC deleted), at Police Station Sadar Fazilka, District Fazilka.
2. Learned counsel submit that the petitioners have been in custody for 2 years, 6 months, 2 days. It is a case of version and cross version. He submits that petitioner-Pritam Singh is stated to have given no injury on any vital part while he and his wife also received injuries at the hands of the complainant-party. Reference in this regard is made to photographs, Annexure P2 and MLR, Annexure P3. Petitioner-Mangat Singh allegedly inflicted a dang blow on the back side of the head of the injured Balwinder Singh, which he actually had not and alleges false implication. There is a delay of 2 days in lodging the FIR. Challan has been presented on 10.01.2024, charges have been framed on 04.09.2024 and material witnesses including the complainant who is eye-witness as also injured Balwinder Singh have been examined. They are not involved in any other case.
3. Learned State counsel opposes the bail on the ground that that the

specific role and injuries are attributed to the petitioners who were part of the unlawful assembly. However, he is unable to controvert the submissions with regard to custody, stage and petitioners being not involved in any other case.

4. Heard.

5. Considering the facts and circumstances of the cases, in particular that the petitioners are in custody for last 2 years, 6 months, 2 days; not involved in any other case; charges were framed on 04.09.2024 and out of 12 PWs, 2 material witnesses including the complainant who is eye-witness as also injured Balwinder Singh, have been examined, the trial is likely to take a considerable time, further incarceration of the petitioners would be violative of their right enshrined under Article 21 of the Constitution of India, the present petitions are allowed.

6. The petitioners are ordered to be released on regular bail, subject to furnishing bail/surety bonds to the satisfaction of trial Court/Duty Magistrate concerned, if not required in any other case and shall abide by the following conditions:-

- (i) The petitioners will not tamper with the evidence during the trial.
- (ii) The petitioners will not pressurize/ intimidate the prosecution witnesses.
- (iii) The petitioners will appear before the trial Court on each and every date fixed, unless is exempted by a specific order of Court.
- (iv) The petitioners shall not commit an offence similar to the offence of which, they are an accused, or for commission of which they are suspected of.
- (v) The petitioners shall not directly or indirectly coerce, induce, threaten or promise to any person acquainted with the facts of the case so as to dissuade him/ her from disclosing such facts to the Court or to any police officer or tamper with the evidence in any manner.
- (vi) The petitioners shall not in any manner misuse their liberty.
- (vii) The petitioners shall furnish their addresses and mobile numbers by way of an affidavit to the trial Court and not change the same till conclusion of trial and if for any reasons, they seek to change either of the aforesaid, it shall be done only with prior information to the learned trial Court.
- (viii) The petitioners shall not leave the country without prior permission of the trial Court.
- (ix) The trial Court/Duty Magistrate may impose any other

condition, as deemed appropriate while releasing the petitioners.

- 7. It is made abundantly clear that in case there is any breach of the aforesaid conditions, the State shall be at liberty to seek cancellation of bail as granted to the petitioners by this order.
- 8. In view of the above, it is clarified that the observations made herein above are limited for the purpose of present proceedings and would not be construed as any opinion on the merits of the case and the trial would proceed independently of the aforesaid observations.
- 9. Photocopy of this order be placed on the connected file.

23.04.2026

ashok

Whether speaking/reasoned

Whether reportable

:

:

Yes/No

Yes/No

(AMAN CHAUDHARY)
JUDGE