



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

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**CRM-M No.19881 of 2026
Date of decision : 21.5.2026
Date of uploading : 21.5.2026**

Mohd. Sameer Sheikh**Petitioner**
Versus
State of Punjab**Respondent**

CORAM: HON'BLE MR. JUSTICE SUMEET GOEL

Present: Mr. Sumeet Singh Brar, Advocate, for the petitioner
Mr. Jaypreet Singh, DAG, Punjab

SUMEET GOEL, J. (ORAL)

1. Present petition has been filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') for grant of regular bail to the petitioner in case FIR No.14 dated 20.1.2026 under Sections 310(4), 310(5) of Bharatiya Nyaya Sanhita, 2023, registered at Police Station Dakha, District Ludhiana.
2. The case set up in the FIR in question (as set out in the present petition by the petitioner) is as follows:-

'SHO, Police Station Dakha, Jai Hind, Today, I ASI alongwith ASI Balvir Singh No. 756, ASI Gurnam Singh No. 592, CT Harmanjit Singh No. 234, LCT Gurpreet Kaur No. 267, PHG Buta Singh No. 29549, CT Lovepreet Singh No. 75/802, CT Lovepreet Singh No. 75/206, CT Gagandeep Singh No. 2/752 on government vehicle bearing no. PB 65 BG 8504 were present at Main Mullanpur Chowk for patrolling and in search of the suspected persons then special secret informer came to me ASI and gave the information that Karamjit Singh son of Jarnail Singh resident of Patti Boora Dakha Ludhiana against whom already many FIRs are registered and he has made join new boys with him and he gets the offences committed from them. Today also Karamjit Singh alongwith Kundan Kumar son of Subot Paswan resident of Mandi Mullanpur, Ludhiana,



Sanjay Kumar son of Siya Ram resident of Mandi Mullanpur, Ludhiana, Mohd. Sameer Seikh son of Mohd. Hussain resident of Dakha, Ludhiana, Shiva Chaudhary son of Manoj Chaudhary resident of Mandi Mullanpur, Ludhiana and Akash Deep Singh son of Hardeep Singh, resident of Dakha Ludhiana are sitting in the vacant plot having half boundary wall opposite to the Gurmeet Bhawan and are making plan to commit the offence of looting at some ATM. I have seen them and heard by myself while talking. Who are having deadly weapons. If now the raid would be conducted at the above said place then all the above said can be apprehended with deadly weapons. The information is solid and reliable. The offences under sections 310 (4), 310 (5) of BNS are made out against the above said persons for preparation to commit the dacoity and for keeping the deadly weapons with them. So, the information against the Karamjit Singh, Kundan Kumar, Sanjay Kumar, Mohd. Sameer Seikh, Shiva Chaudhary and Akash Deep Singh is being sent by hand through PHG Buta Singh No. 29549 to police station under the above said sections, after registration of the FIR, number may be informed, information be sent to the control room. Special Reports may be issued. I ASI alongwith officials is going for investigation. Today area main Mullanpur Chowk at 5:10 PM. SD/- Narinder Kumar ASI, PS Dakha, District Ludhiana Rural.'

3. Learned counsel for the petitioner has argued that the petitioner is in custody since 20.1.2026. Learned counsel has further argued that the petitioner has been falsely implicated into the FIR in question. Learned counsel has further urged that, upon culmination of investigation, challan already stands presented and all witnesses are official persons and there is not likelihood of the petitioner to interfere with the prosecution evidence. Thus, regular bail is prayed for.

4. Learned State counsel has filed status report by way of affidavit of Karan Singh Sandhu, PPS, DSP, Dakha, District Ludhiana, in Court today. The same be kept on record. Raising submissions in tandem with the said status report, learned State counsel has opposed the present petition by arguing that the allegations raised are serious in nature and thus the petitioner does not deserve the concession of the regular bail. Learned State counsel seeks to place on record custody certificate dated 20.5.2026 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 20.1.2026 and is in continuous custody since then. It is not in dispute that challan, upon culmination of investigation, stands presented on 9.3.2026. Charges were framed in this Case on 6.4.2026. Total 8 prosecution witnesses have been cited but none has been examined till date. It is thus indubitable that culmination of trial will take its own time. The rival contentions raised at Bar give rise to debatable issues which shall be ratiocinated upon 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 trial. Nothing tangible has been brought forward to indicate the likelihood of the petitioner absconding from the process of justice or interfering with the prosecution evidence.

6.1 As per custody certificate dated 20.5.2026 filed by learned State counsel, the petitioner is a young man aged 21 years and has already suffered incarceration for a period of 3 months and 29 day & is not shown to be involved in any other case.

Suffice to say, further detention of the petitioner as an undertrial is not warranted in the facts and circumstances of the case.

7. In view of above, the present petition is allowed. Petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the Ld. 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/Illaqa Magistrate.
- (vii) The petitioner shall not in any manner try to delay the trial.

8. 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.

9. Ordered accordingly.

10. Nothing said hereinabove shall be construed as an expression of opinion on the merits of the case.

(SUMEET GOEL)
JUDGE

21.5.2026
Ashwani

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