



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

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**CRM-M No.21518 of 2026
Date of decision : 24.4.2026
Date of uploading : 24.4.2026**

Harmandeep Singh @ Harry**Petitioner**
Versus
State of Punjab**Respondent**

CORAM: HON'BLE MR. JUSTICE SUMEET GOEL

Present: Mr. Dinesh Trehan, Advocate, for the petitioner
Mr. Baljinder Singh Sra, Addl. AG, 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 F.I.R. No. 361 dated 04.12.2025, under Sections 115(2), 126(2), 351(2), 191(3), 190 and 109 of the Bharatiya Nyaya Sanhita, 2023, registered at Police Station Division No.5, District Ludhiana.
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 Gurmail Singh son of Gurcharan Singh resident of Kamal Chowk near Gold Gym, Police Station City Jagraon Ludhiana. Age 31 years, Mobile: 95177-00303, 95138-00003 stated that I am a resident of the above address and my work is of finance in the Jagraon City. In the year 2022, due to a fight with other party Gulshan Kumar etc., a case was registered against both of us in Police Station City Jagraon under Section 307,160,506,148,149 IPC 25-27 Arms Act. Regarding the date of the case,



today on 04-12-25 at around 11:30 AM, I had appeared in the District Court Ludhiana with my friend Baljit Singh son of Satnam Singh, resident of Mohalla Jiwan Nagar Jagraon and Gobind Singh son of Dharam Singh, resident of village Agwar Khwaja Bajju Jagraon. Before me, my other party and the caseworker Gulshan Kumar alias Seru Jagraon, Manpreet Singh alias Mani Akhara, Aras Jagraon, their friends Jasanpreet Singh, Avi Kauke, Deepa Kauke, Kheera Kothe Serjung, Harman alias Harry Jagraon, Reto Serpura, Jot Dalla, Baljit Bouncer (Rashulpur Jandi), Lovekaran Jagraon, Nanaa son of Ghapa resident of Dhuman Mohalla Jagraon, Sukhwinder Singh and Harjot Singh and other unknown young persons were already present there. When I started entering in the court, Gulshan Kumar, as per the conspiracy, told his companions not to let him enter the court and finish him off here today. On which Gulshan Kumar attacked me with the big kada in his hand with the intention of killing me and along with him Reto, Avi Kauke, Nanna and Harmanjit Singh and Jasanpreet Singh started attacking me with fists/slaps and the kada in their hands and some sharp weapon like a knife. Baljit Singh and Gobind Singh, who had accompanied me came to save me and free me, but Lovekaran Singh, Kheera Kothe Sherjung and Gulshan Kumar along with their other unknown companions attacked them with sharp weapon and kadas. The above-mentioned persons, with the intention of killing me and my friends Baljit Singh and Gobind Singh, according to a pre-planned conspiracy, stabbed me and my friends Baljit Singh and Gobind Singh in the head with sharp weapons and Kadas. When I and my companions shouted for help, the attackers fled from the spot, threatening to kill me. The fatal attack on my head by the above-mentioned persons could have killed me. From the spot, my lawyer, with the help of some other persons, arranged a vehicle and took us to the Civil Hospital Ludhiana. From there, I, Baljit Singh and Gobind Singh got our medical evaluation done. The above mentioned persons have attacked me and my friends Baljit Singh and Gobind Singh with a deadly attack. The reason for this is that against the above mentioned persons a dispute is going on with me under Section 307,160,506, 148,149 IPC and 25-27 Arms Act at Police Station City Jagraon because Gulshan Kumar alias Seru and his associates are selling illegal liquor in Jagraon area. When I stopped him, due to their grudge on me and registered a false name in case no. 193/22 at Police Station City Jagraon. Due to this rage, today in connivance with each



other the said accused has committed a deadly attacked with me and my friends Baljit Singh and Gobind Singh in the District Court of Ludhiana. I have written my statement in the presence of my friends Baljit Singh and Gobind Singh. Appropriate legal action should be taken against the said persons. Sd/-Gurmail Singh Narrator, Sd/-Baljeet Singh Confirmed, Sd/-Gobind Singh Confirmed, Verification.'

3. Learned counsel appearing for the petitioner has argued that the petitioner is in custody since 4.12.2025. Learned counsel has further argued that the petitioner has been falsely implicated into the FIR in question, on account of his friendly relationship with co-accused Gulshan Kumar. Learned counsel has further argued that, assuming *arguendo*, the prosecution version is taken to be correct, the petitioner is shown to have inflicted an injury with *kara*. Learned counsel has further argued that the injured after being medically treated stands discharged from hospital. Learned counsel has further argued that that somewhat similarly placed co-accused Sukhjinder Singh @ Sukhwinder Singh has been granted the concession of regular bail by this Court vide order dated 2.4.2026 passed in CRM-M No.16087 of 2026. Thus, regular bail is prayed for.

4. 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 23.4.2026 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 4.12.2025 wherein after



investigation was carried out; challan was prepared on 24.2.2026 and subsequently filed. Total 18 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. It is not dispute before this Court that co-accused Sukhjinder Singh @ Sukhwinder Singh has been granted the concession of regular bail by this Court. The rival contentions of learned counsel for the parties; as to 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 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 23.4.2026 filed by learned State counsel, the petitioner has already suffered incarceration for a period of 4 months and 15 days & 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

24.4.2026
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No