



CRM-M-28448-2025 (O&M) -1-

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

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**CRM-M-28448-2025 (O&M)
Decided on: 16.02.2026**

KISHAN @ KALU

.....Petitioner

Versus

STATE OF HARYANA

.....Respondent

CORAM: HON'BLE MR. JUSTICE SUBHAS MEHLA

Present: Mr. Ankur Lal, Advocate for the petitioner.

SUBHAS MEHLA, J. (Oral)

1. The present petition has been filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023 seeking grant of regular bail in case bearing FIR No.247 dated 20.04.2024 under Sections 147, 149, 323, 307, 302, 506 IPC, 1860 (challan presented under Section 323, 325, 302, 506, 34, 201 IPC, 1860) registered at Police Station Saran Faridabad, Haryana.

2. Brief facts of the case are that on 19.04.2024 at about 11:30 p.m., while the complainant was at his shop with his friend Harkesh and brother Satya Parkash, accused Gaurav arrived in a white Dzire car with two unknown persons, allegedly under the influence of liquor. Due to a prior dispute about one and a half months earlier, he began abusing the complainant and his brother. When the complainant's friend objected, Gaurav called other 5-6 persons who arrived on motorcycles armed with iron rods, *lathis*, and *dandas*. Gaurav allegedly took a rod from his car

and assaulted the complainant, his brother, and friend, while instigating



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others (named as Kalu, Kamal, and Cheeku) to kill them. The accused later fled the scene after issuing threats.

3. Learned counsel for the petitioner contended that the petitioner has been falsely implicated in the present case; the petitioner is on better footing than the co-accused namely, Salman and Rakesh @ Chiku who have been granted the concession of regular bail by a Coordinate Bench of this Court vide order dated 22.04.2025 & 16.05.2025, respectively, passed in CRM-M-51116-2024 & CRM-M-25967-2025, respectively; the present petitioner is in custody since 20.04.2024.

4. Sh. Surender Singh Pannu, Addl. A.G., Haryana, filed custody certificate dated 14.02.2026, opposed the concession of regular bail to the petitioner and submitted that allegations against the present petitioner in the present FIR is that he was armed with a *danda* and has given a *danda* blow to the injured and the said *danda* has been recovered from him during the investigation. He fairly admits that two accused namely Salman and Rakesh @ Chiku have been granted the concession of regular bail by a Coordinate Bench of this Court. He also admits that the case of the present petitioner is on similar footing as that of the said co-accused who have been granted regular bail.

5. Heard.

6. Keeping in view the rival contentions of the learned counsels for the parties and the fact that case of the present petitioner is on similar footing as that of co-accused namely Salman and Rakesh @ Chiku who

have already been granted the concession of regular bail by a Coordinate



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Bench of this Court; present petitioner is in custody for the last more than 01 year, 09 months & 25 days; trial will take sufficient time to conclude and no fruitful purpose would be served by keeping him in custody for any further period.

7. 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.

8. Nothing observed herein shall be construed as an opinion on the merits of the main case.

(SUBHAS MEHLA)
JUDGE

16.02.2026

Sonia Puri

Whether Speaking/Reasoned: YES/NO
Whether Reportable: YES/NO