



CRM-M-33628-2025

-1-

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

CRM-M-33628-2025

Date of Decision: 17.03.2026

Mandeep Singh and another

..... Petitioners

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Aditya Sanghi, Advocate and
Mr. Pradeep Bhardwaj, Advocate, for the petitioner.
Mr. Tanuj Sharma, AAG, Haryana.
Mr. Rahul Gahlian, Advocate for
Mr. Sokeen Singh Verma, Advocate,
for the complainant.

Rajesh Bhardwaj, J. (ORAL)

1. Prayer in the present petition is for grant of regular bail to the petitioner in a case FIR No.561 dated 16.08.2024, registered under Sections 190, 191(2), 191(3), 103, 103(1), 115, 115(2), 117(2), 118(1), 329(3), 61(2), 249-A of BNS, 2023, at Police Station Rania, District Sirsa.

2. Succinctly facts of the case are that FIR in the present case was lodged on the statement of complainant. Aad Ram. It was alleged that on 16.8.2024 at about 12:00(noon), he was sleeping under the Shisham tree on the cot in his fields, and heard the sound of tractor and saw that Bhim Singh alongwith 10/15 boys was hidden in his fields, they were armed with Kapa, Danda and Sword and they were destroying the cotton crop standing in his field. When, he tried to stop them, then Bhim Singh gave injuries with Danda blow on his back, shoulder and other parts of the body and accused persons tied him with the tree. He managed to inform to his sons through a phone call about this, upon which his sons Prithvi Raj and Joginder Singh came in the field and they tried to stop Bhim Singh and his companions.

Then Bhim Singh gave Kapa blow on the head of his son Joginder Singh and



his associates also gave Danda blows and also caused injuries to Prithvi Raj with handle of *Kassi*. They also tied all of them and destroyed all his crop. They with intention to take possession of the field, and they all came on a Tractor Sonalika and Alto Car. After tying them also, the accused persons caused injuries to them and someone made complaint to police, upon which police came at the spot. On seeing the police, all the assailants fled away from the spot alongwith their respective weapons. Sons of the complainant and the complainant were shifted to the hospital, where his son Joginder succumbed to the injuries. Thus, request, was made to take legal action against the accused persons. On the registration of the FIR, the investigation commenced. During investigation, complicity of the petitioners, namely, Mandeep Singh and Narender Kumar, was surfaced and they were also arrayed as accused in the present case. Resultantly, they were arrested on 19.08.2024. They approached the Court of learned Additional Sessions Judge, Sirsa, for the grant of regular bail. However, learned Court after hearing both the sides, finding no merit in the petitions filed by the petitioners, dismissed the same vide separate orders dated 27.05.2025. Hence, aggrieved by the same, the petitioners are before this Court by way of filing the present petition.

3. It has been vehemently contended by learned counsel for the petitioners that the petitioners have been falsely implicated in the present case. He submits that admittedly, as per the case of the prosecution, motive behind the occurrence was that the accused persons wanted to take forcible possession of the land belonging to the complainant, namely, Aad Ram. He submits that the allegations of taking forcible possession of the land in dispute is primarily against Bhim Singh and Meenu Rani, out of them



CRM-M-33628-2025

-3-

Meenu Rani has already been granted bail. He submits that there are omnibus allegations made by the complainant against the petitioners. He submits that though the petitioners were alleged to be part of the unlawful assembly, however, they have not attributed any injury to the deceased or any injured. To buttress his arguments, he has submitted that the petitioners have no criminal antecedents. He submits that even otherwise, both the injured witnesses have already been examined and there is no whisper against the petitioners regarding having caused any injury to the deceased or to any injured. He submits that the petitioners are behind the bars from the last more than 1½ years. He, thus, submits that in the overall facts and circumstances of the case, the petitioners deserve to be granted regular bail.

4. *Per contra*, learned State counsel has opposed the submissions made by learned counsel for the petitioners. He has submitted that the petitioners alongwith the co-accused were part of the unlawful assembly and played an active role in the offence as alleged. He submits that during the investigation, complicity of the petitioners was established. On instructions, he submits that total 12 accused are facing trial in the present case and only one accused is on anticipatory bail. He submits that both the injured witnesses have already been examined. He has placed on record the custody certificate of the petitioner.

5. Learned counsel for the complainant has also vehemently controverted the submissions made by learned counsel for the petitioners. He submits that the petitioners not only the part of the unlawful assembly, but they played an active role in the commission of offence. He submits that the petitioners were armed with Lathi and caused injuries to the injured. It is submitted that co-accused Meenu Rani though has been granted anticipatory



CRM-M-33628-2025

-4-

bail, however, they have filed an application for cancellation of her anticipatory bail. He, thus, prays for dismissal of the present petition.

6. After hearing counsel for the parties and perusing the record, it is deciphered that the petitioners were alleged to be part of the unlawful assembly and were alleged to be armed with lathi. The allegations regarding causing fatal injuries to deceased Joginder, have been alleged to the co-accused, namely, Bhim Singh. As per the custody certificate of the petitioners, they have completed incarceration of 01 year, 06 months & 28 days as on 16.03.2026. It further shows that the petitioners have no criminal antecedents. Both the injured witnesses already stand examined.

7. The veracity of the allegations would be assessed only after the conclusion of the trial and on the appreciation of evidence to be led by both the parties before the trial Court. The trial of the case will take sufficient long time. Keeping in view the arguments raised by both the sides and perusing the record, this Court is of the opinion that learned counsel for the petitioners succeeds in making out a case for grant of regular bail to the petitioners.

8. Accordingly, the present petition is allowed and the petitioners are ordered to be released on bail on their furnishing bail/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate.

9. Nothing said herein shall be treated as an expression of opinion on the merits of the case.

(RAJESH BHARDWAJ)
JUDGE

17.03.2026

sharmila

Whether Speaking/Reasoned :

Yes/No

Whether Reportable :

Yes/No