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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-41795-2024(O&M)

Date of Decision: 26.02.2026

Shekhar Kapoor

...Petitioner

VS.

State of Punjab and another

...Respondents

Coram : Hon'ble Mr. Justice N.S.Shekhawat**Present :** Mr. Manuj Nagrath, Advocate
for the petitioner.

Mr.M.S.Bajwa, Deputy Advocate General, Punjab.

Mr. Jagpal Singh, Advocate
for the complainant.

N.S.Shekhawat J. (Oral)**CRM-47385-2024**

1. Prayer in the application is for impleading the complainant/
respondent namely Atamjit Singh @ Bhola as a necessary party in the present
case.

2. For the reasons mentioned in the application, the same is allowed.
Atamjit Singh @ Bhola is ordered to be impleaded as respondent/complainant
in the main case. The Registry is directed to carry out necessary correction in
the memo of parties of the petition.

CRM-M-41795-2024(O&M)

1. The petitioner has filed the present petition under Section 439 of
Cr.P.C. with a prayer to grant him the concession of regular bail in a case

arising out of case FIR No.157, dated 28.09.2023 under Sections 406, 408, 420, 465, 467, 468, 471, 120-B and 411 of IPC, 1860, Police Station Division No.2, District Ludhiana.

2. Learned counsel for the petitioner contends that vide order dated 03.10.2024, the petitioner was granted the concession of interim regular bail by this Court. He further submits that in the present case, challan was presented on 28.11.2023. The prosecution has relied upon 12 witnesses in all, whereas 04 prosecution witnesses have already been examined by the trial Court. He further submits that the petitioner is on interim bail for a period of more than one year and four months and has never misused the concession of bail in any manner. Even before grant of concession of interim regular bail, he had remained in custody for a period of over one year and one month and all the offences in the present case are triable by the Court of Magistrate.

3. Learned State counsel as well as learned counsel for the complainant have vehemently opposed the submissions made by learned counsel for the petitioner on the ground that serious allegations have been levelled against the present petitioner and he does not deserve the concession of bail by this Court.

4. I have heard learned counsel for the parties and perused the complete record in the present case.

5. It is not in dispute that in the present case, the petitioner has already suffered incarceration for a period of one year and one month and thereafter, he was granted concession of interim bail on 03.10.2024. There are no allegations either by the State of Punjab or the complainant that he has misused the concession of bail granted to him, in any manner. Moreover, the

trial is at an advance stage and no purpose would be served by sending the petitioner again behind bars.

6. Without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing fresh bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate, concerned.

7. Pending application, if any, stands also disposed of.

26.02.2026
hemlata

(N.S.SHEKHAWAT)
JUDGE

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