

CRM-M-46975-2025

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-46975-2025
Decided on : 19.03.2026

Shaminder Singh @ Simmu

. . . Petitioner(s)

Versus

State of Punjab

. . . Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present : Mr. J.K. Singla, Advocate and
Ms. Suman Rani, Advocate
for the petitioner(s).

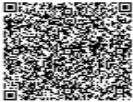
Mr. Neeraj Madaan, Sr. DAG Punjab

SANJAY VASHISTH, J. (Oral)

1. The instant petition has been filed under Section 483 of BNSS, 2023 (earlier Section 439 Cr.P.C.), for grant of regular bail to the petitioner, during the pendency of trial, who has been booked in a criminal case arising out of First Information Report, as detailed hereunder:-

Name of Petitioner(s)	FIR No.	Date	Section(s)	Police Station	District
Shaminder Singh @ Simmu, aged 20 years	143	09.08.2022	379-B, 411 and 34 IPC	Bhikh	Mansa

2. As per allegations, on 03.07.2022 at about 9.30 p.m., when complainant-Laddi Singh was coming back home, after finishing his labour work, at Amrit Poultry Farm, six persons came on motorcycle and snatched his mobile phone. Four of the snatchers were identified as (i) Shaminder Singh @ Simmu, (ii) Harjiwan Singh @ Jassa (iii) Jaspreet Singh @ Lock and (iv) Chuchi Khiala



and one more.

3. Learned counsel for the petitioner argues that a false case has been registered by the complainant because FIR was registered after a period of 01 month and 06 days i.e. on 09.08.2022. Had there been any such incident ever happened with the complainant, there was no reason to delay in reporting the matter to the police. Further submits that at first instance petitioner was released on bail vide order dated 22.09.2022 by the Court of learned Sessions Judge, Mansa, however, on being absent bail was cancelled and later on vide order dated 08.05.2024, petitioner was declared as proclaimed person. The petitioner was re-arrested on 06.11.2024 and since then he is inside jail. Thus, argues that after being arrested, petitioner has remained inside jail for sufficient period of 01 year, 05 months and 26 including period after re-arrest 01 year, 04 months and 12 days. In regard to other eight cases registered against the petitioner, counsel clarifies that he has already been acquitted in one case, whereas in none of case he has ever been convicted till date.

4. Details of the cases alongwith its status is described in para No. 7 of the status report, which reads as under:

Sr. No.	FIR No.	Date	Under Section	Police Station	Status
1.	21	14.02.2021	308,325,323,148,149 IPC	Bhikhi	Under Trial
2.	58	26.04.2021	302,201, 120-B,148, 149 IPC & 3 SC Act	Bhikhi	Acquitted
3.	45	19.02.2022	308,341,323,148,149 IPC	Bhikhi	Under Trial
4.	22	11.02.2023	21 NDPS Act	Bhikhi	Under Trial
5.	108	22.06.2023	452,427,148,149,506 IPC	Bhikhi	Under investigation
6.	280	27.09.2023	25 Arms Act	Civil Lines Bathinda	Under investigation
7.	203	05.11.2024	174-A IPC	Bhikhi	Under Trial
8.	70	31.03.2025	52-A Prison Act	Sadar Mansa	Under investigation



4. Learned State counsel, opposed the prayer and submissions advanced by learned counsel for the petitioner, and submits that mobile phone recovered at the instance of petitioner, would be an issue requiring adjudication during the course of trial because alongwith an issue argued before this Court that there is a huge delay in registration of the FIR. Thus, prays for dismissal of regular bail petition.

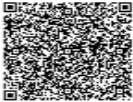
5. This Court has heard the submissions addressed by learned counsel for the parties and has carefully perused the record available before it.

6. There is no dispute that the petitioner was earlier released on bail after a short period of registration of FIR, which obviously was got registered after a period of 01 month and 06 days. It is also almost admitted position that petitioner has not been convicted in any of the criminal case. After being re-arrested in the present case petitioner has already remained in jail for 01 year 05 months and 26 days. Till date none of the prosecution witness has been examined, therefore, this Court does not find any substantial reason to continue the petitioners in detention any longer.

7. Consequently, prayer made in the present petition is allowed. Petitioner is ordered to be released on bail, subject to his furnishing bail/surety bonds to the satisfaction of the learned trial Court/ Chief Judicial Magistrate/ Illaqa Magistrate/ Duty Magistrate concerned, if not required in any other case.

8. Needless to observe that the petitioner shall not extend any threat and shall not influence any prosecution witness in any manner directly or indirectly.

9. The observation made here-in-above shall not be construed as an expression of opinion on the facts of the case and the Trial Court is expected to decide the case on the basis of complete evidence available on record.



CRM-M-46975-2025

10. It is further made clear that if, in future, petitioner is directly found indulged in similar kind of activities, this order shall be deemed to be cancelled.
11. Petition stands disposed of.

Pending misc. application(s), if any, also stand disposed of.

March 19, 2026

(SANJAY VASHISTH)
JUDGE

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Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No