

125 IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

2026.PHHC:045191



CRM-M-59778-2025 (O&M)  
Date of Decision: 23.03.2026

HASIM ALIAS MOHAMMAD HASIM ... PETITIONER  
VERSUS  
STATE OF HARYANA ... RESPONDENT

CORAM : HON'BLE MR. JUSTICE H.S.GREWAL

Present:- Mr. Balraj Gujjar, Advocate for the petitioner.  
Dr. Malvika Singh, D.A.G., Haryana.

H.S. GREWAL, J. (ORAL)

1. The petitioner is seeking regular bail under Section 483 of the Bharatiya Nagarik Suraksha Sanhita (BNSS) in FIR No.135, dated 28.10.2024, registered under Sections 115(1), 109, 118(1), 118(2), 238 of BNS, at Police Station Uttawad, District Palwal.

2. The case of the prosecution is that on 27.10.2024, when the parents of the complainant were working in their plot, the petitioner has caused injuries on the head of the father of the complainant with an axe, who is the brother of the petitioner. When the mother of the complainant tried to intervene, the petitioner also caused injuries on her hands, back and ribs.

3. Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in the present case. As per the opinion of the Doctor dated 25.11.2024, the injuries attributed to the petitioner are stated to be simple in nature. He further submits that the petitioner is in custody for the last 01 year, 04 months and 24 days and is not involved in any other case. He, thus, prays for grant of bail to the petitioner.

4. Learned State counsel vehemently opposes the prayer for grant of regular bail to the petitioner on the ground of gravity of allegations. Learned

State counsel has filed the status report by way of affidavit of Mohinder Singh,

HPS, Deputy Superintendent of Police, Hathin, District Palwal and custody certificate in Court, which are taken on record. She further submits that as per the custody certificate, the petitioner is in custody for the last 01 year, 04 months and 24 days.

5. I have heard the learned counsel for the parties and perused the record.

6. After hearing the rival contentions of the learned counsel for the parties and keeping in view the facts and circumstances of the case that the injuries suffered by both the injured are not dangerous to life; the petitioner is in custody for the last 01 year, 04 months and 24 days; he is not involved in any other case; the conclusion of trial is likely to take time and continuous detention of the petitioner would not serve the ends of justice, this Court deems it fit to grant the concession of regular bail to the petitioner during the pendency of the trial. Moreover, *‘bail is rule and jail is exception’*.

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 bail bonds, surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate concerned.

8. Nothing discussed hereinabove shall be construed as an expression of opinion on the merits of the case.

9. It is clarified that while on bail so granted through the instant order the petitioner is found indulging in any other criminal case, it shall be open to the State to seek cancellation of his bail.

(H.S.GREWAL)  
JUDGE

23.03.2026

|       |                           |   |        |
|-------|---------------------------|---|--------|
| Janki | Whether speaking/reasoned | : | Yes/No |
|       | Whether reportable        | : | Yes/No |