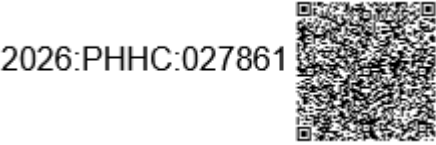


IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH



CRM-M-59958-2025 (O&M)

Parvesh @ Soni

... Petitioner

Vs.

State of Haryana

... Respondent

1.	The date when the judgment is reserved	12.02.2026
2.	The date when the judgment is pronounced	23.02.2026
3.	The date when the judgment is uploaded on the website	23.02.2026
4.	Whether only operative part of the judgment is pronounced or whether the full judgment is pronounced	Full
5.	The delay, if any, of the pronouncement of full judgment, and reasons thereof	Not applicable

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. Rajesh Nain, Advocate for the petitioner.

Ms. Himani Arora, DAG, Haryana.

...

Manisha Batra, J. (Oral).

1. The present petition has been filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short ‘BNSS’) by the petitioner seeking grant of regular bail in case bearing FIR No.19, dated 17.01.2025, registered under Sections 103(1), 238(A), 111(4), 111(2), 111(3), 111(5), 111(6), 253 and 61(2) of the BNS at Police Station Kalayat.
2. As per the allegations, on 17.01.2025, dead body of an

unknown female was found lying on Mator road, Kalayat, partially eaten by stray dogs. One truck bearing registration No.HR-56B-0249 was also found lying in a pit situated at a distance of about two acres from the place where the dead body was found and it appeared that the victim had met with some accident and was crushed with some vehicle.

3. After registration of FIR, investigation proceedings were initiated. Post mortem examination of the dead body was got conducted. There whereabouts of the victim could not be known by that time. During the course of investigation, one purse was recovered from the spot which carried an Aadhar Card in the name of one Banita wife of Rajesh. The name of truck owner came to be known as Karambir @ Kala. The said Karambir @ Kala was arrested 20.01.2025. He was interrogated and suffered disclosure statement as per which, he had hatched a conspiracy with Rajesh, husband of victim Banita, co-accused Sandeep, Dalbir Singh and Virender to kill the victim by crushing her under a truck and had received money in lieu thereof. He admitted his presence near the offending truck at the time when the victim was crushed and receiving a part of the amount paid by accused Rajesh to execute the murder. Accused Rajesh and Sandeep were arrested on 22.01.2025.

4. Accused Rajesh suffered disclosure statement admitting the factum of hatching a conspiracy to kill his wife Banita by getting her run over under a truck and joining his accomplices Sandeep and accused Dalbir Singh @ Pappu in the said conspiracy. He disclosed that to execute the plan hatched by them to run over Banita, accused Dalbir Singh @ Pappu had sent his own son Parvesh i.e. the present petitioner in his vehicle to choose some

proper spot for the purpose of carrying out their plan and then he himself along with the petitioner had chosen the area of Mator-Kalayat road for that purpose. He disclosed that while hatching conspiracy to commit murder of the victim - Banita, the petitioner remained with them and was an active participant by giving his own inputs. On the basis of his disclosure statement, the petitioner was nominated as additional accused and was arrested on 12.02.2025. He too suffered disclosure statement and got recovered a cash amount of Rs.20,000/- and a motorbike used at the time of occurrence. Investigation now stands concluded.

5. It is argued by learned counsel for the petitioner that he has been falsely implicated in this case on the basis of disclosure statement of co-accused which cannot be considered to be admissible in evidence. There is no eye witness to the murder of the victim and nothing has been collected to show that the petitioner was one of the conspirators for killing the victim Banita. He is in custody since long. Complainant and mother of the victim have turned hostile. There is no incriminating evidence against him. His antecedents are clean. No useful purpose would be served by detaining the petitioner anymore. It is, thus, argued that the petition deserves to be allowed.

6. Per contra, learned State counsel has argued that there are serious and specific allegations against the petitioner. He was an active participant and a conspirator to eliminate the victim. The murder spot had been chosen by him. He had even dropped the co-accused Karambir @ Kala near the offending truck to accomplish the plan executed by them to run over the victim with a truck. There are chances of his committing similar offences

or absconding if extended benefit of bail. It is, therefore, stressed that the petition does not deserve to be allowed.

7. This Court has heard the rival submissions made by learned counsel for the parties

8. The petitioner is alleged to be a part of conspiracy hatched with the co-accused to commit murder of the victim by running her over under a truck for financial gain by her husband i.e. co-accused Rajesh in greed of money. He had knowingly assisted and facilitated plan of murder for financial gain. The allegations point out a *prima facie* case against him and his participation forms an integral link in the chain of circumstances establishing the conspiracy. The complainant and mother of victim were not eye witnesses to the occurrence and the fact that they did not implicate the petitioner, cannot be considered to be relevant at this stage since the petitioner has been linked with the murder of the victim on the basis of conspiracy. Taking into consideration the grave nature of accusations, the severity of punishment that the conviction may entail and the attendant facts and circumstances but without meaning to make any comment on the merits of the case, this Court is of the considered opinion that the petition does not deserve to be allowed.

9. Accordingly, the petition is dismissed.

10. Since the main petition has been dismissed, pending application, if any, is rendered infructuous.

23.02.2026

harjeet

Whether speaking/reasoned :
Whether reportable :

Yes/No
Yes/No

(MANISHA BATRA)
JUDGE