



CRM-M-61083-2025(O&M)

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

110

**CRM-M-61083-2025(O&M)
Decided on :07.03.2026**

Amit Alias Mirza

... Petitioner(s)

Versus

State of Haryana

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Manoj Kumar Taya, Advocate for the petitioner.

Mr. P.K. Jhanda, Sr. DAG, Haryana.

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SANJAY VASHISTH, J. (Oral)

1. Present petition has been filed under Section 483 of BNSS, seeking regular bail in case FIR No. 387 dated 28.06.2025, under Sections 25(6) of Arms Act and Section 29 Arms Act, Sections 111(3), 238(a) of BNS (were added later on), registered at Police Station Sector 32/33, District Karnal.

2. As per the allegations, on receipt of secret information, the accused were intercepted. During the interception, accused Sawan and the petitioner, Amit alias Mirza, were arrested. The petitioner was driving an activa scooter, while the boy sitting on the back seat disclosed his name as Sawan.

From the possession of the petitioner, one country-made pistol of .32 bore was recovered from the right side of the black lower garment worn by him, along with four live cartridges of .32 bore recovered from the left side of the lower garment.



When the backpack of accused Sawan was searched, one country-made pistol of .315 bore, one country-made pistol of .32 bore, nine live cartridges of .315 bore, and five live cartridges of .32 bore were recovered.

3. To strengthen the plea for bail, learned counsel for the petitioner submits that petitioner had studied in the U.K. and returned to India in September 2024. Counsel further submits the petitioner is only 23 years old and has no contact or connectivity with any person involved in criminal activities. Counsel further argues that, merely by chance, petitioner was riding a motorcycle along with his co-accused Sawan, who is facing the prime allegations as he allegedly belongs to a gang involved in criminal activities. Except for a .32 bore pistol, nothing incriminating has been shown to have been recovered from the petitioner.

Learned counsel for the petitioner contends that petitioner is in custody since 28.06.2025, i.e., for a period of approximately nine months, and challan has already been submitted against him after completion of the investigation. In these circumstances, counsel prays for grant of regular bail to the petitioner.

4. On the other hand, learned State counsel endorses the correctness of the fact that petitioner has not been found to be involved in any other criminal activity of any kind. Learned State counsel further submits that, till date, out of a total of 19 prosecution witnesses, none has been examined.

**CRM-M-61083-2025(O&M)****3**

5. I have heard Learned Counsel for the parties and perused the paper book and the documents appended thereto.

6. Considering the clean antecedents of the petitioner, who has never been found indulged in any similar activity, this Court deems it appropriate to afford the petitioner, an opportunity to rehabilitate himself with civilized society. Moreover, process of recording statements of prosecution witnesses is yet to commence.

Without commenting upon the merits of the case, this Court does not find any justification to continue the detention of the petitioner in custody. . Accordingly, 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.

7. Any of the discussion done and recorded hereabove, shall not be construed as an expression of opinion on the facts of the case. Therefore, trial Court is expected to decide the case by taking an independent view, on the basis of evidence available on record, as expeditiously as possible in accordance with law.

8. Petition stands disposed of.

(SANJAY VASHISTH)
JUDGE

07.03.2026***Rashmi***

Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No

2026:PHHC:034989



CRM-M-61083-2025(O&M)