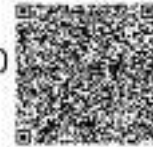


IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

210

2026:PHHC:012250



CRM-M-62196-2025 (O&M).
Date of decision: 28.01.2026.

RAVI LATHER

...Petitioner(s)

VERSUS

STATE OF HARYANA

...Respondent(s)

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present :- Mr. Vijay Pal, Advocate, and
Mr. Akash Lather, Advocate,
for the petitioner.

Ms. Chhavi Sharma, AAG, Haryana.

VINOD S. BHARDWAJ, J. (Oral)

This is the third petition filed under Section 483 of the Bharatiya
Nagarik Suraksha Sanhita, 2023, for grant of regular bail to the petitioner in
case bearing FIR No.242 dated 21.08.2024, under Section(s) 3(5), 308(4),
326(g) and 351(2) of the Bharatiya Nyaya Sanhita, 2023 (Section 61 (2) of
'BNS 2023' added and Section 25 of the Arms Act, 1959 deleted later on),
registered at Police Station Julana, District Jind.

The aforesaid FIR was registered on the basis of statement of
Bajrang son of Tara Chand. The translated version of the same is extracted as
under:-

"I, Bajrang S/o Shri Tara Chand is permanent resident of Ward No.10 Julana. In main bazar Shadipur Julana I am running a shop of medicines in the name and style as Bajrang Medical Hall. Today on date 21.08.2024 I was present at my shop. It was time of about 10.00 AM in morning and two boys have come on motorcycle TVS and parked their motorcycle in front of my shop and one boy forcibly entered into my shop and he was holding pistol in his hand. He put copy and mobile before me at the counter and targeted pistol at me. Then that the boy has put some liquid substance at the ground near counter and put fire on it and he told his name is Ravi Lathar Budhakhera and threatened that, give rupees 5 Crore in evening otherwise bad outcome will happen. That the both of boys have covered their faces. Then those boys have extended threat and fled away from there by taking motorcycle. The copy/dairy and mobile phone Lava Keypad color black which they have left behind on counter. I have presented to you application and dairy and mobile phone to you at police station. That the strictest legal action should be taken against both boys..."

Learned counsel appearing on behalf of the petitioner contends that as per the custody certificate placed on record, the petitioner is in custody since 29.08.2024. It is submitted that a total of two boys had been nominated as accused by the police. The motorcycle allegedly used in the commission of the offence was recovered by the police from co-accused Ankush @ Mor who has already been granted the concession of regular bail. It is submitted that the complainant Bajrang has already deposed before the trial Court as PW.1 and he has not supported the case of the prosecution and was declared hostile. No recovery of any nature has been effected from the petitioner on the basis

whereof he may be linked to the commission of the aforesaid crime. It is further submitted that earlier bail petition filed on behalf of the petitioner was withdrawn on 04.07.2025 but the complainant-PW-1 has not supported the case of the prosecution during his testimony before the Court, hence, fresh cause of action has arisen for the petitioner to seek concession of regular bail. He further submits that the case is still at initial stage as only 04 witnesses out of 17 witnesses cited by the prosecution have been examined so far.

State counsel, on the other hand, contends that the petitioner is involved in other FIRs as well which shows his criminal antecedents. She, however, does not dispute the custody already undergone by the petitioner, the stage of the trial as well as the factum of complainant-victim having not supported the case of the prosecution and having been declared as hostile.

Having heard the learned counsel for the parties and taking into consideration the totality of circumstances referred to above including the prosecution witness complainant Bajrang-PW.1 having not supported the case of the prosecution, the period of actual custody undergone by petitioner, the stage of the trial as well as the absence of recovery from the petitioner, I deem it appropriate to allow the present petition. Accordingly, the present petition is allowed. The petitioner is ordered to be released on bail on his furnishing requisite bail bond/surety bond to the satisfaction of the Trial Court/Duty Magistrate, concerned.

It is made clear that the petitioner shall not extend any threat and shall not influence any prosecution witnesses in any manner directly or indirectly.

The observation made hereinabove shall not be construed as an expression on the merits of the case and the trial Court shall decide the case on the basis of available material.

January 28, 2026.
raj arora

(VINOD S. BHARDWAJ)
JUDGE

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