



CRM-M-62491-2025

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

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CRM-M-62491-2025

Decided on :16.02.2026

Harminder Singh alias Harry

... Petitioner(s)

Versus

State of Haryana

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Fateh Saini, Advocate for the petitioner.

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

SANJAY VASHISTH, J. (Oral)

1. Present petition has been filed under Section 483 of BNSS, seeking regular bail in case FIR No.232 dated 30.07.2025, under Sections 61(2), 212A, 318(4), 319, 336(3), 338 and 340(2) BNS, Police Station Ambala City, District Ambala.

2. One accused (not a party to the present case), namely Kiran @ Karan @ Tadda, was facing trial in Case FIR No. 312 dated 11.10.2024, under Sections 21, 29, 61, and 85 of the NDPS Act, registered at Police Station Parao, Ambala, District Ambala. To secure his release, petitioner stood as surety by representing himself as Sarabjit Singh s/o Balwant Singh, whereas his actual name is Harwinder Singh @ Harry. On the basis of the report submitted to the police by the Reader of the Court of the learned Additional Sessions Judge, Ambala, the instant impugned FIR was registered against the petitioner.

3. Learned Counsel for the petitioner contends that petitioner is in jail for the period of last 06 months and 13 days. All the alleged

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offences are triable by the Court of a Magistrate. Counsel submits that investigation has already been completed, and nothing more remains to be recovered from the petitioner's possession, as he is already in judicial custody. After the completion of the investigation, challan has also been filed in the Court. Counsel submits that there is a list of approximately 08 prosecution witnesses, and the recording of their statements is yet to commence.

4. Learned State counsel has filed reply by way of an affidavit of Uttam, IPS, Assistant Superintendent of Police, District Ambala, in Court today. Same is taken on record. Registry is directed to tag the same at appropriate place with the paper book.

Learned State Counsel opposes the prayer for bail by submitting that petitioner has already misrepresented his identity in connection with another case, which indicates a risk of tampering with evidence or absconding. In view of the nature of the offences and the stage of the proceedings, learned State counsel prays for dismissal of present petition.

5. I have heard learned counsel for the parties and have carefully perused the paper-book, along with the documents appended thereto, including reply.

6. Considering the fact that petitioner is not alleged to be involved in any other criminal case and, being a first-time offender, deserves an opportunity, especially at the age of 33 years. The intention to commit the offence as alleged by the prosecution, or even the petitioner's

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knowledge of the columns filled in the surety bonds, can be examined by the trial Court after the complete set of evidence is adduced. In the totality of the circumstances, as argued and observed hereinabove, this Court deems it appropriate to afford him one chance to rehabilitate in the normal course of society.

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. It is further made clear that if, in future, the petitioner is found to be directly involved in similar activities, the prosecution would be at liberty to seek cancellation of bail.

9. Petition stands disposed of.

(SANJAY VASHISTH)
JUDGE

16.02.2026***Rashmi***

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