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

CRM-M No.69507 of 2025

Date of Decision: 12.03.2026

Sunny**..... Petitioner**

Versus

State of Punjab**..... Respondent**

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Amitoj Singh Dhaliwal, Advocate
for the petitioner.

Mr. Raj Karan Singh, AAG, Punjab.

RAJESH BHARDWAJ, J.

1. Petitioner has approached this Court by way of present second petition praying for granting him regular bail in case FIR No.263 dated 14.12.2024, under Sections 105 and 3(5) of BNS, registered at Police Station City Moga, Punjab.

2. Succinctly, facts of the case are that the FIR has been registered on the statement of complainant, namely, Madhu. It was alleged that they were four sisters and two brothers and eldest of them was Rinku (deceased), aged about 35 years. Rinku used to collect plastic bottles to earn and maintain the entire family. On 13.12.2024, a dispute arose between a resident of their shanties and Gulab Ram son of Gugal Ram, but they were stopped from fighting with each other by the people of the community of the complainant. Thereafter, at about 7:00/8:00 p.m., when Rinku did not return home, complainant Madhu along with her



younger brother, namely, Saleem started searching for him in the area of village Dhalle Ke Puli and when they reached there, they saw that their brother Rinku was surrounded by Gulab Ram and his son Gautam Ram and they were asking him about the identity of the person of their community, who had without any reason caused beatings to them. In the meanwhile, Gautam Ram's friends, namely Sandeep Singh son of Nirmal Singh and Sunny (petitioner) son of Baljinder Singh, reached there and they all were armed with *dangs* and *dandas* and they started giving beatings to Rinku. Gautam Ram gave a blow with *danda* upon Rinku and the remaining assailants, named above, also gave blows with *dandas* upon him. Thereby, Rinku fell down on the ground. When complainant Madhu and her younger brother Saleem raised hue and cry, the assailants ran away from the spot with their respective weapons. They arranged for a vehicle and took their brother Rinku to Civil Hospital, Moga, where Medical Officer on duty declared him dead. A minor altercation of Gulab Ram with a person residing in the shanties had taken place and Gulab Ram suspected that Rinku was behind that occurrence and out of that grudge, Gulab Ram, Gautam Ram, Sandeep Singh and Sunny in furtherance of their common intention, gave beatings to Rinku and killed him. Thus, request was made to take legal action against the culprits. The FIR was registered and investigation commenced and petitioner was arrested on 15.12.2024. He approached the Court of learned Additional Sessions Judge, Moga, praying for grant of regular bail. However, after hearing both the sides, the learned Court finding no merit in the same, dismissed the bail application filed by the petitioner vide order dated



26.11.2025. Being aggrieved, earlier petitioner has approached this Court by way of filing CRM-M-34293-2025 however, the same was dismissed as withdrawn vide order dated 28.08.2025. Hence, the petitioner is before this Court by way of filing the present second petition praying for grant of regular bail.

3. It has been vehemently contended by counsel for the petitioner that the petitioner has been falsely and frivolously implicated in this case. He has submitted that there is no allegation against the petitioner that he was holding any grudge or animosity against the deceased. He has submitted that as per the report of Histopathology, Rinku has died due to Cardiac Pulmonary arrest (heart attack) and the petitioner has no role in the alleged crime. He has submitted that the petitioner is in custody since 15.12.2024. He thus, submitted that in the overall facts and circumstances of the present case, the petitioner deserves to be granted bail.

4. *Per contra*, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner. He has submitted that serious allegations have been levelled against the petitioner that he, in connivance with his co-accused, has actively participated in the occurrence and inflicted injuries upon Rinku which ultimately resulted into his death. He, on instructions, has submitted that challan has been presented, charges have been framed and out of 13 prosecution witnesses, none has been examined till date. He thus, has submitted that no case for the grant of regular bail to the petitioner is made out and the present petition deserves to be dismissed.

5. After hearing learned counsel for the parties and perusing the record, it is deciphered that the petitioner was named in the FIR. There are serious allegations against the petitioner that he along with his co-accused caused injuries to Rinku which proved fatal. Custody certificate filed by the State shows that the petitioner has undergone incarceration of 01 year, 02 months and 22 days as on 11.03.2026. As submitted, out of 13 prosecution witnesses, none has been examined till date.

6. Keeping in view the above said position, this Court does not find any ground to release the petitioner on bail, at this stage. Petition stands dismissed. Nothing said herein shall be treated as an expression of opinion on the merits of the case.

12.03.2026
m.sharma

(RAJESH BHARDWAJ)
JUDGE

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