

130 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH



CRM-M-69877-2025 (O&M)
Date of Decision: 16.03.2026

ARSHDEEP SINGH ALIAS ARSH ... PETITIONER
VERSUS
STATE OF PUNJAB ... RESPONDENT

CORAM : HON'BLE MR. JUSTICE H.S.GREWAL

Present:- Mr. Himanshu Bansal, Advocate for the petitioner.

Mr. Parneet Singh Pandher, A.A.G., Punjab.

H.S. GREWAL, J. (ORAL)

1. The petitioner is seeking regular bail under Section 483 of the Bharatiya Nagarik Suraksha Sanhita (BNSS) in FIR No.80 dated 04.10.2025 registered under Sections 118(1), 115(2) and 3(5) of BNS (Section 109 BNS added later on) at Police Station Balianwali, District Bathinda.

2. The case of the prosecution is that the petitioner along with co-accused have given injuries to the complainant, namely, Balwinder Singh. It is further the case of the prosecution that the petitioner has been attributed gandasi blow on the left side of the head and right leg of the complainant.

3. Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in the present case. The injuries attributed to the petitioner are not grivous in nature. He further submits that the petitioner is in custody for the last 05 months and 06 days and is not involved in any other case. He, thus, prays for grant of bail to the petitioner.

4. Learned State counsel vehemently opposes the prayer for grant of regular bail to the petitioner on the ground of gravity of allegations. Learned State counsel has filed the custody certificate in Court, which is taken on record.

He further submits that as per the custody certificate, the petitioner is in custody for the last 05 months and 06 days.

5. I have heard the learned counsel for the parties and perused the record.

6. After hearing the rival contentions of the learned counsel for the parties and keeping in view the facts and circumstances of the case that the injuries attributed to the petitioner are not grivous in nature; the petitioner is in custody for the last 05 months and 06 days; he is not involved in any other case; challan has already been presented and charges have been framed; the conclusion of trial is likely to take time and continuous detention of the petitioner would not serve the ends of justice, this Court deems it fit to grant the concession of regular bail to the petitioner during the pendency of the trial. Moreover, *'bail is rule and jail is exception'*.

7. Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bail bonds, surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate concerned.

8. It is clarified that while on bail so granted through the instant order the petitioner is found indulging in any other criminal case, it shall be open to the State to seek cancellation of his bail.

16.03.2026

Janki

(H.S.GREWAL)
JUDGE

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