



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

222

CRM-M-70142-2025
Date of Decision: 14.01.2026

AMARJIT SINGH @ AMBA

... Petitioner

VERSUS

STATE OF PUNJAB

... Respondent

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

Present: Mr. Amit Arora, Advocate
for the petitioner.

H.S. GREWAL, J. (ORAL)

This petition has been filed under Section 483 Bharatiya Nagrik Suraksha Sanhita, 2023 seeking regular bail for the petitioner in case FIR No.0234 dated 16.11.2024 under Section 103 of BNS, 2023 registered at Police Station Kamboj, District Amritsar Rural.

2. The case of the prosecution is that the petitioner is stated to have committed murder of his daughter in law, pursuant where to he has been booked in the present case.

3. Learned counsel for the petitioner contends that the prosecution has cited 13 prosecution witnesses and PW1- Gurmeet Kaur, the complainant and PW2- Kali @ Avtar Singh have not supported the case of prosecution and have been declared hostile. As such, nothing incriminating has come on record against the petitioner. Moreover, the petitioner has undergone a custody of 01 year, 01 month and 24 days.

4. Notice of motion.

5. Mr. P.S. Pandher, AAG, Punjab accepts notice and vehemently opposes the petition for grant of bail on the ground that there is an active role of the petitioner in the commission of the offence in question. Hence, he prays for dismissal of the present petition. Custody certificate filed by the State Counsel is taken on record. As per the said certificate, the petitioner has already undergone a period of 01 year, 01 month and 24 days.

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

7. Keeping in view the facts and circumstances of the case and taking into consideration the fact that the petitioner is in custody for the last 01 year, 01 month and 24 days and that the trial against the petitioner will take a long time to conclude, this Court is of the opinion that the petitioner deserves the concession of regular bail. Moreover, bail is rule and jail is exception. Since the continuous incarceration 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.

8. 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/surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

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

10. Nothing discussed hereinabove shall be construed as an expression of opinion on the merits of the case.

JANUARY 14, 2026.

Rajender

(H.S. GREWAL)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No