

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

2026:PHHC:019691



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CRM-M-72767-2025

Date of decision: 10.02.2026

Date of uploading: 10.02.2026

Harinder Singh @ Honey @ Bigi

....Petitioner

V/s

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE SUMEET GOEL

Present: Mr. P.S. Bhandari, Advocate for the petitioner.

Mr. Adhiraj Singh, AAG, Punjab.

SUMEET GOEL, J. (ORAL)

1. The present petition has been preferred on behalf of the petitioner under Section 483 of BNSS 2023 for grant of regular bail in case bearing FIR No.75 dated 25.04.2025, registered for the offences punishable under Sections 109, 126(2), 118(1), 115(2), 191(3), 190 of BNS 2023 (Sections 118(2) and 117(2) added later on), at Police Station Sadar, District Bathinda.

2. The case set up in the FIR in question (as set out by the petitioner in the present petition) is as follows:-

“Statement of Prem Kumar son of Raj Kumar resident of Basti No.6, Bir Talab, District Bathinda aged about 32 years Mobile no.98766-37042. Stated that I am resident of above stated address and I am employee of the railways as well as a social worker. That today at about 8.45PM I along with my mother Saroj Rani and brother Pardeep Kumar was returning to my

home by walking in gali no.9 of Basti no.6. When I reached near RO graound than suddenly Pawan Kumar alias Sukhi san of Vishnu and Balwinder Singh alias Bumb son of Veera Chintu alias Baja son of Babu Lal, Narinder alias Kaku son of Mohna Ajay alias Billu son of Darshan, Honey alias Bibi son of Unknown and Sonu alias Kalyug son of Unknown residents of Basti No.6 carrying kirpans and Kapas alongwith 5-6 unknown persons carrying Iron Rods all the persons encircled me and started saying that will teach you the lesson for being a Social Worker. Than Pawan alias Sukhi gave kirpan blow to wards me with intention to kill me which hit on my head and than Narinder alias Kaku gave a blow with the kappa which hit me on the left side f my head and than Ajay alias Billu gave a kappa blow which hit on the left side of my mouth and than Chintu alias Baja gave a blow with his also gave blow with the intention to kill me ans I raised my left hand to save myself which hit me in the center of my hand and than Honey alias bibi gave a kappa blow which hit me on my right upper arm(shoulder) and than Balwinder singh alias Bumb gave a kappa blow which hit me on my right ankle. Than I started running in the gaki to save my self and than Pawan alias Sukhi carrying Kirpan and Balwinder Singh alias Bumb carrying kappa alongwith 5-6 unknown persons ran after me and tha Pawan alias sukhi gave a kirpan blow which hit me on my left leg and I fell down on the ground. While lying on the ground Sonu alias Kalyug gave a kappa blow and to save myself I raised my right hand and hit on my right hand on the finger and all the 5-6 unknown persons gave me beatings by their weapons which hit me on my right arm and upper right arm and legs. When I raised the raula marta marta and my mother and brother also raised the raula than all the persons ran away from the spot alongwith their weapons. My brother Pardeep Kumar after arranging some vehicle brought me to Civil Hospital for Bathinda for treatment and due to many number of injuries I was referred to lims Bathinda where my treatment is going on. The grudge for the inflicting injuries is that Pawan alias Sukhi and others are habitual in taking fights and are also habit of taking drugs and I used to stop them from doing all this and today all of them taking advantage of my being all alone all of them encircled me gave injuries to me with the intention to kill me. That action

as per law be taken against Pawan Kumar alias Sukhi son of Vishnu and Balwinder Singh allas Bumb son of Veera Chintu alias Baja son of Babu Lal, Narinder alias Kaku son of Mohna Ajay alias Billu son of Darshan, Honey alias Bibi son of Unknown and Sonu allas Kalyug son of Unknown residents of Basti No.6 carrying kirpans and Kapas alongwith 5-6 unknown persons for giving injuries to me. Statement has been got recorded LT1/- Prem Kumar counter signed by sd/-Pardeep Kumar s/o Raj Kumar resident of Basti no.6, Bir Talab, Bathinda (Brother).”

3. Learned counsel appearing for the petitioner has submitted that the petitioner is in custody since 25.04.2025. Learned counsel appearing for the petitioner has further submitted that the petitioner has been falsely implicated into the FIR in question. Learned counsel appearing for the petitioner has further submitted that *assuming arguendo*, the prosecution version available at this juncture is taken to be correct, the petitioner is ascribed the role of giving one injury on the right bicep of injured-Prem Kumar, which is found to be simple in nature. Learned counsel for the petitioner has further argued that the said injured-Prem Kumar stands examined as a prosecution witness. Learned counsel appearing for the petitioner has further argued that the petitioner is a young man aged 23 years with clean antecedents. Thus, regular bail is prayed for.

4. Learned State counsel has opposed the present petition by arguing that the allegations raised against the petitioner are serious in nature and, thus, sought for dismissal of the petition in hand. Learned State counsel has filed reply by way of affidavit of Deputy Superintendent of Police, Sub-Division Rural, District Bathinda alongwith custody certificate dated 09.02.2026, which are taken on record.

5. I have heard counsel for the rival parties and have gone through the available records of the case.

6. The petitioner was arrested on 25.04.2025 whereinafter investigation was carried out and challan was presented on 19.07.2025. total 15 prosecution witnesses have been cited and out of which the prime prosecution witness injured-Prem Kumar stands examined. It is not in dispute that the conclusion of trial will take long time. The rival contentions raised at Bar give rise to debatable issues, which shall be ratiocinated upon during the course of trial. This Court does not deem it appropriate to delve deep into these rival contentions, at this stage, lest it may prejudice the trial. Nothing tangible has been brought forward to indicate the likelihood of the petitioner absconding from the process of justice or interfering with the prosecution evidence.

Further, as per custody certificate dated 09.02.2026 filed by the learned State counsel, the petitioner has already suffered incarceration for a period of 9 months and 12 days & is not shown to be shown to be involved in FIR/case.

Suffice to say, the further detention of the petitioner in custody is not required in the facts and circumstances of the case.

7. In view of the above, the petition is allowed. Petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the learned concerned CJM/Duty Magistrate. However, in addition to conditions that may be imposed by the concerned CJM/Duty Magistrate, the petitioner shall remain bound by the following conditions:-

- (i) The petitioner shall not mis-use the liberty granted.

- (ii) The petitioner shall not tamper with any evidence, oral or documentary, during the trial.
- (iii) The petitioner shall not absent himself on any date before the trial.
- (iv) The petitioner shall not commit any offence while on bail.
- (v) The petitioner shall deposit his passport, if any, with the trial Court.
- (vi) The petitioner shall give his cell phone number to the Investigating Officer/SHO of concerned Police Station and shall not change his cell-phone number without prior permission of the trial Court/Illaqa Magistrate.
- (vii) The petitioner shall not in any manner try to delay the trial.

8. In case of breach of any of the aforesaid conditions and those which may be imposed by concerned CJM/Duty Magistrate as directed hereinabove or upon showing any other sufficient cause, the State/complainant shall be at liberty to move cancellation of bail of the petitioner.

9. Ordered accordingly.

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

11. Since the main case has been decided, pending miscellaneous application, if any, shall also stands disposed off.

(SUMEET GOEL)
JUDGE

February 10, 2026
Naveen

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No