



CRM-M-71956-2025

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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Decided on : 16.03.2026

Tushar Pal

. . . Petitioner(s)

Versus

State of Haryana

. . . Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present : Mr. Tushar Gautam, Advocate
for the petitioner(s).

Mr. Pawan Kumar Jhanda, Sr. DAG Haryana

SANJAY VASHISTH, J. (Oral)

1. The instant petition has been filed under Section 483 of BNSS, 2023 (earlier Section 439 Cr.P.C.), for grant of regular bail to the petitioner, during the pendency of trial, who has been booked in a criminal case arising out of First Information Report, as detailed hereunder:-

Name of Petitioner(s)	FIR No.	Date	Section(s)	Police Station	District
Tushar Pal, aged 20 years	227	17.08.2025	109(1), 61(2), 48, 238(a), 3(5) of BNS and Section 25, 27 of Arms Act	Sector 56, Gurugram	Gurugram

2. The FIR in the present case was registered at the instance of complainant Ram Avtar, alleging that on 17.08.2025 at about 5.25 a.m., three unknown assailants allegedly came on a motorcycle and fired multiple rounds at the main gate of the complainant's house as well as its outer walls of the ground floor and first floor. Complainant further stated in the FIR that his son Elvish



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Yadav, is a You Tuber/Film Artist and firing was confirmed from CCTV Camera installed at the house.

3. During the investigation, CCTV footage was examined and one motorcycle bearing No. HR-87-Q-0931 (Splendor) was found to have been used for the commission of crime on 16.08.2025. When registered owner of the motorcycle, Varun Passi was contacted, it was revealed that the said motorcycle had been taken from him by co-accused Gaurav and Aditya @ Aadi. From the CCTV footage, three of the accused were identified as (i) Gaurav, (ii) Aditya @ Aadi and (iii) Ishant Gandhi.

4. Learned counsel for the petitioner argues that petitioner has been implicated solely because an amount of Rs. 50,000/- was transferred by another person in the bank account of petitioner and that this money was allegedly deposited to facilitate the crime. Out of the deposited amount of Rs. 50,000/-, petitioner had already paid an amount of Rs. 40,000/- to co-accused Aditya @ Aadi. However, these facts are based entirely on the disclosure statement of petitioner and there is no other substantive and connecting evidence to support the allegation. Petitioner is inside jail for the custody period of 06 months and 10 days and he being the age of about 20 years with no prior history of any other similar activity, thus, counsel submits that petitioner should to be afforded a chance to rehabilitate himself in the Society.

5. Learned State counsel, opposed the prayer and submissions advanced by learned counsel for the petitioner, however, he does not deny the fact that petitioner is in custody since 05.09.2025, thus, prays for dismissal of bail.

6. This Court has heard the submissions addressed by learned counsel for the parties and has carefully perused the record available before it.

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7. I have considered the submissions addressed by respective counsel for the parties. Petitioner is a young boy of 20 years and was never found indulged in any other similar activity. Looking at the nature of allegations, which are yet to be proved by the prosecution beyond the shadow of doubt, this Court deems it appropriate to grant the concession of regular bail to the petitioner.

8. Consequently, prayer made in the 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.

9. Needless to observe that the petitioner shall not extend any threat and shall not influence any prosecution witness in any manner directly or indirectly.

10. The observation made here-in-above shall not be construed as an expression of opinion on the facts of the case and the Trial Court is expected to decide the case on the basis of complete evidence available on record.

11. It is further made clear that if, in future, petitioner is directly found indulged in similar kind of activities, this order shall be deemed to be cancelled.

12. Petition stands disposed of.

Pending misc. application(s), if any, also stand disposed of.

(SANJAY VASHISTH)
JUDGE

March 16, 2026

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