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(113)

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

CRM-M-72185-2025

Date of Decision: 13.03.2026

JASVINDER SINGH ALIAS NIKKA**... Petitioner****Versus****STATE OF HARYANA****...Respondent****CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI**

Present: Mr. S.S. Brar, Advocate for the petitioner.

Ms. Geeta Rani, AAG, Haryana.

Mr. Gurdarshan Singh Sidhu, Advocate for the complainant.

JASJIT SINGH BEDI, J.

The prayer in the present petition under Section 483 BNSS, 2023 is for the grant of regular bail in case bearing FIR No.120 dated 29.04.2022 (Annexure P-1) registered under Sections 302, 201, 147, 148 and 149 of IPC and Section 25 of Arms Act at Police Station Kalanwali, District Sirsa, Haryana.

2. The learned counsel for the petitioner contends that as per the statement of Kamalpreet Kaur, daughter of the deceased, under Section 164 and her statement in Court as PW-3, the petitioner is alleged to have given an axe (kulhari) blow on the leg of the deceased but the postmortem shows no such injury. Therefore, his false implication cannot be ruled out. As the petitioner is in custody since 07.05.2022 but only 04 of the 28 prosecution witnesses have been examined so far, the trial of the present case is not likely

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to be concluded anytime soon and therefore, he is entitled to the concession of bail.

3. On the other hand, the learned State counsel contends that all the accused attacked the deceased in a brutal manner, severing her neck from the body. The nature of the allegations do not entitle the petitioner to the concession of bail as prayed for. She, however, concedes that the petitioner is in custody since 07.05.2022 but only 04 of the 28 prosecution witnesses have been examined so far.

4. The learned counsel for the complainant, while opposing the bail application, contends that the petitioner is one of the main accused who, along with others, committed the offence in question. There is every possibility that he would threaten the witnesses in case he granted the concession of bail. Therefore, the present petition is liable to be dismissed.

4. I have heard the learned counsel for the parties.

5. The discrepancy, if any, between the ocular evidence and medical evidence shall be a matter of adjudication during the course of the trial. Admittedly, the petitioner is in custody since 07.05.2022 but only 04 of the 28 prosecution witnesses have been examined so far. Therefore, the Trial of the present case is not likely to be concluded anytime soon. In this situation the further incarceration of the petitioner is not required.

6. Thus without commenting on the merits of the case, the present petition is allowed and petitioner-Jasvinder Singh @ Nikka S/o Pappu Singh

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is ordered to be released on bail subject to his furnishing bail bonds and surety bonds to the satisfaction of learned CJM/Duty Magistrate, concerned.

7. The petitioner (or anyone on his behalf) shall prepare an FDR in the sum of Rs.1,00,000/- and deposit the same with the Trial Court. The same would be liable to be forfeited as per law in case of the absence of the petitioner from trial without sufficient cause.

8. If the petitioner or his family members/associates make any attempt to contact/threaten/intimidate the witnesses in the present case, the State would be at liberty to move an application for cancellation of bail granted vide this order.

9. The petition stands disposed of.

13.03.2026

Kusum

**(JASJIT SINGH BEDI)
JUDGE****Whether speaking/reasoned:- Yes/No
Whether reportable:- Yes/No**