

2026:PHHC:009100



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

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CRM-M-71825-2025
Date of Decision: 21.01.2026

BIKRAMJIT SINGH

... Petitioner

VERSUS

STATE OF PUNJAB

... Respondent

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

Present: Mr. Bhupinder Bir Singh Randhawa,
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.06 dated 25.01.2024 under Sections 308, 452, 323, 148 and 149 of IPC (Sections 302, 201 and 449 of IPC added later on) registered at Police Station Qila Lal Singh, District Gurdaspur.

2. The allegations against the petitioner are that the petitioner alongwith his co-accused came armed with weapons (*daangs*) and inflicted injuries on the person of the deceased.

3. Learned counsel for the petitioner contends that the petitioner is innocent and has been implicated falsely in the present case. He further submits that no role has been attributed to the petitioner regarding the injuries sustained by the deceased. The petitioner has been apprehended in the present case solely on the basis that he was present at the spot, however, he was empty handed. Even no overt act has been alleged against him. It is further submitted that the petitioner is in custody for the last 11 months and 09 days. It is further stated that charges against the petitioner have been framed, however, out of 23 cited prosecution witnesses, none has been examined till date. As such, the trial of the case might take a long

time to conclude. He further submits that the petitioner is not involved in any other criminal case/activity.

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 is in custody for the last 11 months and 09 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 11 months and 09 days and the trial against the petitioner might take a long time to conclude, this Court is of the opinion that the petitioner deserves 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 21, 2026.
Rajender

(H.S. GREWAL)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No