



234

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

CRM-M-73102-2025

Date of decision : 16.02.2026

Keshram @ Keshi**.....Petitioner****versus****State of Haryana****..... Respondent****CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ**

Present :- Mr. Arnav Ghai, Advocate
for the petitioner.

Mr. Tanuj Sharma, AAG, Haryana.

Ms. Sushma Chopra, Advocate
for the complainant.

RAJESH BHARDWAJ, J. (Oral)

1. Petitioner has approached this Court by way of filing the present second petition praying for grant of regular bail to him in case FIR No.357 dated 02.11.2024, under Sections 103(1), 115(2), 190, 191(3) of BNS, registered at Police Station Ballabhgarh Sadar, District Faridabad.

2. Succinctly facts of the case are that the FIR in the present case was lodged on the statement of complainant-Harender. It was alleged that about 1½ months ago, Ramesh and Babbi @ Surender along with 10-12 other persons had cut the canal water drain of their fields. For connecting the same, the complainant, his elder brother namely, Kevender and his father Jeet Singh on 01.11.2024 at about 09:00 AM, were making the drain. Infuriated by the same, Ramesh, Devender, Tinku and Keshram (petitioner) reached there. They called Babbi @ Surender and 5-6 other accomplices from the village. A heated exchange of words took place as they objected to the repair of the drain. In the meantime, Keshram (petitioner), Ramesh,



Devender, Tinku and Babbi caught hold his brother and their accomplices hit the shovel on the head of his brother Kevender. On being hit, he became unconscious then Ramesh picked up the shovel and hit the same on the hand of the complainant. After causing the injuries, all the assailants escaped. Thereafter, the injured were shifted to the hospital whereas, his brother Kevender succumbed to the injuries. Request was made to take legal action against the culprits. On registration of the FIR, investigation commenced. Petitioner was arrested on 03.11.2024. Petitioner approached the Court of learned Additional Sessions Judge, Faridabad, however, after hearing counsel for the parties, the same was declined vide order dated 11.07.2025. Aggrieved by the same, petitioner earlier approached this Court by way of filing CRM-M-40773-2025 for grant of interim bail on account of his health condition. Thus, he has been granted interim bail by this Court vide order dated 20.08.2025 and since then, he is on interim bail due to his medical condition. Hence, the present petition has been filed for grant of regular bail on merits.

3. It has been submitted by learned counsel for the petitioner that the petitioner is 72 years of age who has been falsely implicated in the present case. He submits that both the sides are close relatives. He further submits that the dispute arose on account of the repair of the drain to which the petitioner is alleged to have objected. He has submitted that as per the case of the prosecution, the petitioner is alleged to have caught hold of the deceased along with co-accused whereas, the fatal blow on the head of the deceased was inflicted by the co-accused namely, Sumrat. He has submitted that the petitioner is a heart patient who is already on interim bail. He further submits that keeping in view the age and medical condition of the petitioner and in the light of facts and circumstances of the case, his false



implication is evident. He further submits that the petitioner has not misused the concession of the interim bail granted to him and till date, he is under treatment. He thus, submits that in the facts and circumstances of the case, he deserves to be granted regular bail.

4. Learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner. He submits that the petitioner was arrested on the spot. He submits that the petitioner has actively participated in the alleged offence wherein Kevender has died due to the injury suffered on his head. He submits that all the six accused are behind bars. He further submits that out of 25 prosecution witnesses, no witness has been examined till date.

5. Learned counsel for the complainant has opposed the submissions made by learned counsel for the petitioner.

6. After hearing counsel for the parties and perusing the record, it is deciphered that the petitioner is alleged to have caught hold of the deceased along with the co-accused. Admittedly, the petitioner is 72 years of age. He is on interim bail on account of his medical condition. This Court had sought the report from the government hospital and the same has been placed on record i.e. from the PGI, Chandigarh which would read as under:-

“This is to certify that Sh. Kesh Ram son of Sh. Fatti, 72 years old male vide CR No.202601160355, is a known case of HTN/CAD/p/PCI-LAD/LCx (2019,2024). He underwent CAG on Nov 2025 which showed patent LAD/LCx stent. He has normal ECG and normal LV function on echocardiography. Presently patient is in class II NYHA. He needs life long medical therapy and follow up with cardiologist.”

The investigation is complete, charges are framed however, out of 25 prosecution witnesses, no witness has been examined till date. There is nothing on record to show that the petitioner has misused the concession of interim bail granted to him on medical ground. He has no criminal antecedents.

7. The trial of the case will take sufficiently long time. Thus, keeping in view the overall facts and circumstances of the case, this Court is of the opinion that learned counsel for the petitioner succeeds in making out a case for grant of regular bail. Accordingly, interim bail granted to the petitioner vide order dated 29.12.2025 is made absolute to his already furnished surety/bail bonds before the trial Court and the same shall be treated as alive till the final disposal of the trial. The petitioner is directed to keep on appearing before the trial Court as and when required to do so and also to comply with the direction of the trial Court given by it during the pendency of the trial. Nothing said herein shall be treated as an expression of opinion on the merits of the case.

16.02.2026
m.sharma

(**RAJESH BHARDWAJ**)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No