



CRM-M-73243-2025 (O&M) -1-

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

216

**CRM-M-73243-2025 (O&M)
Decided on: 13.02.2026**

KHURSHEED ALIAS KURASID

.....Petitioner

Versus

STATE OF HARYANA

.....Respondent

CORAM: HON'BLE MR. JUSTICE SUBHAS MEHLA

Present: Mr. Khalid Tauru, Advocate for the petitioner.

SUBHAS MEHLA, J. (Oral)

1. The present petition has been filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023 seeking grant of regular bail in case bearing FIR No.117 dated 05.05.2021 under Sections 379-B (Sections 395, 201 IPC, 1860 added later on), registered at Police Station Sarai Khwaja, District Faridabad, Haryana.

2. Learned counsel for the petitioner contended that the petitioner was granted bail on merits by the trial Court and thereafter, he was regularly appearing before the trial Court for a period of almost 03 years but on 27.08.2025 due to some unavoidable circumstances, he failed to appear on the said date. An application for exemption of personal appearance was moved but the same was declined and his bail bonds/ surety bonds were forfeited to the State. On 26.11.2025 the petitioner himself surrendered before the trial Court and subsequently, his



bail application was dismissed vide order dated 05.12.2025 by the learned Additional Sessions Judge, Faridabad; the petitioner has been in custody for the last more than 02 months and as such, he prays for grant of concession of regular bail.

4. Notice of motion.

5. Mr. Ramender Singh Chauhan, AAG, Haryana, who is present in Court, accepts notice on behalf of respondent-State, and opposes the concession of regular bail to the petitioner and submits that the trial is being delayed on one pretext or the other and charges in the present case have not yet been framed.

6. Heard.

7. Keeping in view the facts and circumstances of the present case and the contentions on behalf of learned counsel for the petitioner; the petitioner was regularly appearing before the trial Court for approximately 03 years, until 27.08.2025 due to an unavoidable circumstance fails to appear on 27.08.2025; exemption application for personal appearance dismissed by the trial Court; trial will take sufficient time to conclude and no fruitful purpose would be served by keeping him in custody for any further period, as concession of bail cannot be denied just as a measure of punishment as culpability is to be decided by trial Court after appreciating evidence adduced by the parties, and it is a trite principle of criminal jurisprudence that bail is rule, jail is an exception,



CRM-M-73243-2025 (O&M) -3-

this Court deems it a fit case to grant the concession of regular bail to the petitioner.

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 bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate concerned and by imposing such conditions so as to secure the presence of the petitioner during the trial proceedings.

9. Nothing observed herein shall be construed as an opinion on the merits of the main case.

(SUBHAS MEHLA)
JUDGE

13.02.2026

Sonia Puri

Whether Speaking/Reasoned: YES/NO
Whether Reportable: YES/NO