

**IN THE COURT OF ATUL KASANA, SESSIONS JUDGE,
SAS NAGAR (MOHALI)
UID No.PB-0085**

**CIS No.BA 4378/2025
CNR No.PBSA01-012376-2025
Date of Order: 22.12.2025**

Harpreet Singh, aged about 25 years, son of Iqbal Singh, resident of Suresian Mohalla, Ward No.44, Hanumangarh, PS:Hanumangarh Junction, District Hanumangarh, Rajasthan.

....Applicant/Accused.

Versus

State of Punjab

.....Respondent.

FIR No.100 dated 01.03.2025
Under Sections 103/190, 191(3), 238 of BNS
Police Station Zirakpur.

2nd bail application under Section 483 BNSS
for grant of regular bail.

Present: Sh. Ashu Sharma, Advocate, counsel for
applicant/accused.
Sh. H.S.Kahlon, P.P for the State.

ORDER

1. This order of mine shall dispose of 2nd bail application under Section 483 of BNSS moved by the above named applicant/accused for the grant of regular bail, in the above noted case.

*Atul Kasana
Sessions Judge,
SAS Nagar (Mohali).*

2. Notice of bail application was issued to the State and learned P.P. appeared for State and trial file was requisitioned.

3. Learned Learned counsel for the applicant submits that the applicant/accused is innocent and he has been falsely implicated in the present case as initially the FIR was registered against unknown persons, but later on the name of the applicant-accused was incorporated as accused falsely in this case. He has further submitted that the applicant is in custody since 10.03.2025 and now he is not required for any custodial interrogation or recovery purposes as the *Challan* in this case has already been presented in the Court and 4 prosecution witnesses have already been examined and out of the main prosecution witnesses complainant Goldy, eye witness Rahul Charaya and Vikas Bansal have turned hostile and not supported the case of the prosecution. The applicant-accused is ready to comply with all the terms and conditions of the bail and he may be granted regular bail as no useful purpose would be served by keeping him behind the bars for indefinite period. On these submissions, he has prayed for acceptance of the bail application.

4. On the other hand, the learned P.P for the State submitted that the accused /applicant along with his co-accused has inflicted injuries on the person of Rahul Bansal with sharp edged weapon and when he was shifted to GMCH-32, Chandigarh, he was declared brought dead by the doctors and all the accused persons are responsible for his death and there are direct allegations against the applicant-accused. He further submitted

that although, the challan in this case has already been presented and four prosecution witnesses have been examined, but still the trial is at initial stage and various prosecution witnesses are remained to be examined and if the applicant-accused is released on bail at this stage, there is every likelihood that he will tamper with the prosecution witnesses or may flee from the hands of justice. With these submissions he has prayed for dismissal of this bail application also.

5. The FIR in the present case has been registered on the basis of statement suffered by complainant Goldy, with the allegations that on 28.02.2025 he alongwith his friends Rahul Bansal and Rahul Charaia went to take Pizza from Dominos, Zirakpur in his car make Verna bearing No.PB65-BE-5028. At about 11:30 P.M, when they reached Penta House, Zirakpur they saw that 6-7 persons were fighting and were mercilessly beating one boy. They stopped their car and went at the spot in order to rescue the said boy. After some time one unknown person opened the rear door of his car and sat therein. When they asked him to get out of the car, then 8-10 persons also came at the spot and started beating Rahul Bansal. They caused injuries on the person of Rahul Bansal with sharp edged weapons. They raised hue and cry and when people gathered at the spot, the accused persons fled away from the spot with their respective weapons. They took Rahul to Amcare Hospital, Zirakpur, from where he was referred to Government Hospital, Sector 32, Chandigarh, where he

was declared brought dead. With these allegations, present FIR was registered.

During investigation of this case the complainant suffered supplementary statement that he came to know the names of the persons who had committed the crime on 28.02.2025 and they are Vijay Pal, Yashpal alias Jassu and Harpreet Singh. Accordingly, they were nominated as accused in this case and applicant-accused was arrested on 10.03.2025 and since then he is in custody and on the disclosure statement of applicant-accused, the knife used in the crime was recovered. Hence, this bail application.

6. As per the allegations made in the FIR, on 28.02.2025 the applicant-accused alongwith his co-accused has inflicted injuries on the person of Rahul Bansal with sharp edged weapons and when he was shifted to GMCH-32, Chandigarh, he was declared brought dead by the doctors and the accused thereby having committed the offence of murder. The applicant-accused was arrested in this case on 10.03.2025. The contention, which is raised by the learned counsel for the applicant-accused is in custody since 10.03.2025 and four prosecution witnesses have already been examined in this case and main prosecution witnesses i.e. complainant Goldy, eye witness Rahul Charaya and Vikas Bansal have turned hostile and not supported the case of the prosecution. The effect of the deposition of these witnesses will be considered at the time of final decision of the case, as yet many other material witnesses remain to be

examined in this case. Moreover, mere long custody is no ground for grant of bail in such a case and if the applicant-accused is released on bail, he can dissuade the remaining prosecution witnesses from their true testimonies or he may abscond from the hands of justice. So, keeping in view the nature of allegations as well as the gravity of the offence and the facts and circumstances, this Court is of the opinion that no ground is made out for grant of bail to the accused/applicant and hence, this bail application is hereby dismissed. Bail file be attached with the main trial pending before this Court.

Pronounced: 22.12.2025

Surjit Singh Kare, JW

**Atul Kasana
Sessions Judge,
SAS Nagar (Mohali),
UID no.PB0085**

***Atul Kasana
Sessions Judge,
SAS Nagar (Mohali).***

Present: Sh. Ashu Sharma, Advocate, counsel for
applicant/accused.
Sh. H.S.Kahlon, P.P for the State.

Trial record received and perused. Arguments heard. Vide my
separate detailed order of today, this bail application filed by
applicant/accused stands dismissed. Bail file be attached with the main
trial pending before this Court.

Pronounced: 22.12.2025

Surjit Singh Kare, JW

Atul Kasana
Sessions Judge,
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