

**In the Court of Ashwani Kumar, Additional Sessions Judge, Chandigarh,
UID No.HR-0106.**

Bail Application No. 183/2026
CNR No. CHCH01-000877-2026
Date of Institution: 04.02.2026
Date of Decision: **06.02.2026**

Santosh @ Rashal son of Sh. Gopi Singh R/o House No. 2581/3, Sector 49-C, Chandigarh.

(Currently confined in Model Jail at Chandigarh)

...Applicant/accused

Versus

State of U.T. Chandigarh

....Respondent

FIR No. 25 of 08.05.2025
Under Section:309(6), 126(2) & 311 of BNS,2023
Police-Station : Sector 49, Chandigarh.

**APPLICATION UNDER SECTION 483 BNSS FOR GRANT OF
REGULAR BAIL**

Argued by: Sh. Himanshu Chauhan, Advocate for applicant-accused

Sh. Yadvender learned Public Prosecutor for the State.

ORDER

1. This order of mine shall dispose of an application for grant of regular bail filed by applicant-accused in the above-noted case/FIR.
2. Reply to bail application filed.
3. The instant prosecution has been launched at the instance of the

complainant Mukesh Yadav S/o Rampher Yadav R/o House No. 2591/3, EWS Colony, Sector 49-C, Chandigarh who reported to the police that on 07.05.2025 after finishing his duty, while he was returning to his home, at about 2.45 AM and when he reached near EWS colony, four boys surrounded him. One of them threatened him by putting a knife on his neck and demanded to hand over his belongings. When he resisted their act, one of them namely Rassel who also lives in EWS colony Sector 49-C, Chandigarh held his left arm, another held his right arm and fourth person forcibly took out his purse housing Rs. 15,000/-, his aadhar card, voter ID Card, PAN card, driving licence and some other documents. They all started beating him and when he raised alarm, his brother Manoj came to rescue him from their clutches. They all fled away from the spot. His brother also received injuries. He offered to identify those boys if they would be brought before him. He prayed for taking appropriate action against the accused.

4. On the basis of this information, the instant FIR was registered against the applicant under Sections 309(6), 126(2) & 311 of BNS, 2023. During the course of investigation, the applicant was arrested on 24.08.2025 and since then he is in custody. Now, he has moved the instant application for grant of regular bail.

5. Learned counsel for the applicant-accused argued that the applicant has been falsely implicated in this case and no recovery has been effected at his instance. He is in custody since 24.08.2025 and investigation has completed. Final report under Section 193 of BNSS has already been

submitted before the learned Area Magistrate, Chandigarh. The applicant has been arrested later on whereas his co-accused Sagar has already been acquitted as per judgment dated 02.01.2026. No useful purpose will be served by detaining the applicant in custody, so, it is prayed that the applicant be released on regular bail.

6. On the other hand, learned Public Prosecutor for the State argued that the applicant has been implicated for commission of offence of robbery with dangerous weapon in which the minimum punishment is for imprisonment the period of seven years. Keeping in view the gravity of the offence, the applicant is not entitled to get the concession of regular bail and he prayed for dismissal of the instant bail application.

7. I have considered the aforesaid contentions.

8. After hearing the contentions raised by learned counsel for the applicant-accused and learned Public Prosecutor for State, this Court is of the considered view that in this case as per the prosecution story the applicant along with other persons has committed robbery with the complainant and took away his purse and other belongings at knife point. The applicant has been arrested on 24.08.2025 and investigation has already been completed. No recovery has been effected at the instance of the applicant. The veracity of the facts as detailed in the FIR are to be proved after leading evidence by the prosecution. The trial of the case will take sufficient time and no useful purpose will be served by detaining the applicant in custody for indefinite period. Keeping in view the custody

period of the applicant and without commenting on the merits of the case, the instant bail application is allowed and he is admitted to bail on furnishing his bail bonds to the satisfaction of learned Area Magistrate/Duty Magistrate, Chandigarh subject to the following conditions:-

- (i) That the accused shall not commit any offence similar to the offence of which he is accused, or suspected, of the commission of which he is suspected, and
- (ii) That the accused shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer or tamper with the evidence;
- (iii) That the accused shall not leave India without the previous permission of the Court.

Copy of the order be sent to the learned Area Magistrate/Duty Magistrate, Chandigarh immediately for compliance and to Jail Superintendent, Model Jail Burail Chandigarh through e.mail for information.

Bail application file be consigned to the record room.

Pronounced in open Court.
Dated : - 06.02.2026

(Ashwani Kumar),
Additional Sessions Judge,
Chandigarh UID No.HR0106

Note: All the pages of this order has been checked and signed by me.

(Ashwani Kumar),
Additional Sessions Judge,
Chandigarh UID No. HR0106

Bail Application No. 183/2026
CNR No. CHCH01-000877-2026

Present: Sh. Himanshu Chauhan, Advocate for applicant-accused

Sh. Yadvender learned Public Prosecutor for the State.

Reply to bail application filed.

Arguments heard.

Vide my separate detailed order of even date, the instant bail application stands allowed, as detailed therein.

Bail application filed be consigned to the record room.

Pronounced in open Court.
06.02.2026

(Ashwani Kumar),
Additional Sessions Judge,
Chandigarh UID No. HR0106

Seema Bura, Stenographer II