



CRM-M-16329-2026

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

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**CRM-M-16329-2026
Date of decision : 21.04.2026**

ROHIT KUMAR

... PETITIONER

Versus

STATE OF PUNJAB

.. RESPONDENT

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

Present:- Mr. Anupam Mathur, Advocate for the petitioner.

Mr. Rohit Hans, DAG, Punjab.

H.S. Grewal, J.(Oral)

1. This petition has been filed by the petitioner seeking regular bail under Section 483 BNSS, 2023(erstwhile Section 439 Cr.P.C.), in case FIR No.29 dated 10.03.2025, under Sections 103, 191(3), 190, 126(2), 351(2) of BNS, 2023 (erstwhile Sections 302, 148, 149, 341 & 506 IPC), registered at Police Station Lahori Gate (Division No.4), Patiala.

2. The case of the prosecution is that co-accused Nitin inflicted knife blows upon Harjinder Singh, which resulted in his death. It is further alleged that some unknown persons, who were accompanying Nitin, also gave beatings to the deceased. The role attributed to the present petitioner is that he prevented the persons from rescuing the deceased during the alleged occurrence.

3. Learned counsel for the petitioner, however, submits that the petitioner was not named in the FIR and was arraigned as an accused on the

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statement of disclosure statement of co-accused. Besides the disclosure statement, there is no incriminating material which would connect him with the alleged offence. It is further submitted that neither any overt act has been attributed to the petitioner nor test identification parade has been conducted. Moreover, there is no evidence to suggest that the petitioner prevented anyone to rescue the deceased. Learned counsel also submits that the petitioner is in custody for the last more than 10 months and 19 days and is not involved in any other case. He, therefore, prays for release of the petitioner on regular bail as the trial is likely to take a long time as charges are yet to be framed.

4. Learned State counsel vehemently opposes the prayer for grant of regular bail to the petitioner. He has filed reply by way of an affidavit of Sh. Satnam Singh, PPS, Deputy Superintendent of Police, Sub-Division City-1, Patiala, District Patiala as well as the custody certificate in Court, which are taken on record. As per the custody certificate, the petitioner is in custody for the last more than 10 months and 19 days. He, upon instructions, submits that although challan has been presented but charges are yet to be framed.

5. I have heard the learned counsel for the parties and perused the record.

6. In view of the above submissions of learned counsel for the parties and keeping in view the facts that the petitioner is in custody for the last more than 10 months and 19 days, he is not involved in any other case and that the trial is likely to take a long time to conclude as charges are yet to be framed, therefore, this Court deems it appropriate to grant the concession of regular bail

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to the petitioner during the pendency of the trial as the continuous detention of the petitioner would not serve the ends of justice.

7. 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 bonds, surety bonds to the satisfaction of the learned trial Court/Duty Magistrate/Chief Judicial Magistrate concerned.

8. However, it is made clear that in case the petitioner misuses the concession of bail, the State/complainant/injured would be at liberty to seek cancellation of his bail.

April 21, 2026
A.Kaundal

(H.S.GREWAL)
JUDGE

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