

**CRM-M-14907 of 2026 (O&M)
IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

2026:PHHC:097515



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**CRM-M-14907 of 2026 (O&M)
Reserved on: 15.07.2026
Pronounced on:17.07.2026
Uploaded on:17.07.2026**

Gurpreet Singh @ Beera

..Petitioner

Versus

State of Punjab

..Respondent

CORAM: HON'BLE MS. JUSTICE SHALINI SINGH NAGPAL

Present: Mr. Lovepreet Handa, Advocate,
Mr. Gurpreet Singh Thind, Advocate and
Mr. Karan Monga, Advocate
for the petitioner.

Mr. Sukhbeer Singh, DAG Punjab.

Mr. Surinder Garg, Advocate
for the complainant.

SHALINI SINGH NAGPAL, J.

Petitioner seeks regular bail in case vide FIR No. 85 dated 12.08.2025, under Sections 115(2), 118(2), 3(5) of BNS, Police Station Smalsar, District Moga. Section 238 BNS was added in the FIR later on. This is the first petition for regular bail.

2. Kuldeep Singh alleged that on 10.08.2025, at about 4:00 p.m. when he was watering his crop, his brother Gurpreet Singh alias Bira with intention to kill him, hit on his head with gandasa which he avoided with his right hand, on which account, his thumb was cut off from his hand and he

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also suffered a cut on his hand. The cause of dispute was a motor connection.

3. Learned counsel for the petitioner submits that petitioner was initially allowed regular bail vide order dated 24.09.2025 of learned Judicial Magistrate Ist Class, Baghapurana. The order of regular bail was, however, cancelled by learned Judicial Magistrate Ist Class, Baghapurana on 21.11.2025 pursuant to which petitioner surrendered in the Court and was in custody since then. Investigation of the case was complete. Challan had been presented. Co-accused Manjit Kaur had been allowed anticipatory bail vide order dated 12.09.2025. Petitioner had no criminal antecedents and the dispute occurred as complainant, who was unhappy with marriage of the petitioner with the Scheduled Cast lady, abused the petitioner and his wife.

4. Learned State counsel assisted by Mr. Surinder Garg, learned counsel for complainant opposes the prayer for regular bail arguing that *gandasi* blow inflicted by the petitioner had severed thumb of the complainant, his real brother. An application for invoking Section 109 BNS was also pending, before learned Trial Court and considering the gravity of allegations, petitioner did not deserve the concession of regular bail.

5. The dispute is between real brothers. Investigation of the case is complete. Petitioner who is in custody w.e.f 28.01.2026 has roots in the society and there is no apprehension expressed that he would evade the trial, tamper with evidence or influence the witnesses. Trial is not likely to conclude soon as case is at nascent stage. Allegations against the petitioner are to be tested during the course of trial. Object of bail is not punitive and

further incarceration of the petitioner is not warranted. Considering the

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period of incarceration, clean antecedents of the petitioner besides all relevant facts and circumstances of the case but without commenting on merits, petitioner is ordered to be released on regular bail subject to his furnishing adequate bail and surety bonds to the satisfaction of trial Court/Duty Magistrate.

All the pending miscellaneous applications, if any, stand disposed of.

(SHALINI SINGH NAGPAL)
JUDGE

17.07.2026

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Whether speaking/reasoned : Yes
Whether reportable : No