

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

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**CRM-M-29633-2021**

**Date of Decision: 07.10.2021**

Gurjot Singh & others

...Petitioners

Versus

State of Punjab

...Respondent

**CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL**

Present: Mr. Mukesh Garg, Advocate, for the petitioners.

Mr. Ajay Pal Singh Gill, DAG, Punjab,  
assisted by ASI Manjit Singh.

*(proceedings conducted through video conferencing)*

**GURVINDER SINGH GILL, J. (Oral)**

1. The petitioners have approached this Court seeking grant of anticipatory bail in respect of a case registered against them vide FIR No.119 dated 18.06.2021 at Police Station Bhawanigarh, District Sangrur, under Sections 458/323/201/148/149 IPC.
2. At the time of issuance of notice of motion, the following order was passed:

“The petitioners seek grant of anticipatory bail in a case registered against them vide FIR No. 119, dated 18.6.2021, Police Station Bhawanigarh, District Sangrur, under Sections 458, 323, 201, 148 and 149 IPC.

The FIR in question was lodged at the instance of Daljit Singh wherein it is alleged that on 17.06.2021 at about 7.15 PM, when his brother Sukhjinder Singh was returning back home from his fields, he met Jarnail Singh who confronted complainant's brother and asked him as to why Jarnail

Singh's workers were being stopped from sowing paddy in their fields. An altercation took place between the two.

It is further the case of the complainant that in the evening when the complainant Daljit Singh, his brother Sukhjinder Singh and his father Karamjit Singh were present in their house, then Jarnail Singh, Karnail Singh, Harwinder Singh, Gurjot Singh and Varinder Singh entered in their house, armed with 'sticks' and caused injuries to them. Jarnail Singh is alleged to have given a below with 'stick' to complainant's father Karamjit Singh. Karnail Singh is stated to have caused an injury on the left elbow of Karamjit Singh. Harwinder Singh is alleged to have given a below with 'stick' on the head of the complainant. Gurjot Singh is alleged to have caught hold of complainant's brother Sukhjinder Singh while Varinder gave a below with 'stick' on the back of complainant's brother.

Learned counsel for the petitioners has submitted that a false FIR had been lodged and that the falsity would be evident from the fact that initially the time of occurrence was mentioned as 7.15 PM, but subsequently in order to enhance the gravity of offence the time was mentioned as 8.40 PM in the supplementary statement and on account of which offence under Section 458 IPC came to be added instead of Section 452 IPC.

Learned counsel for the petitioners has further submitted that it is in fact the case of cross-version wherein two persons from the side of the accused namely Karnail Singh and Jarnail Singh have also sustained injuries. Learned counsel in order to hammer-forth his aforesaid submission has drawn the attention of this Court to the MLR in respect of Karnail Singh annexed as Annexure P-2.

Notice of motion for 07.10.2021.

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3. Learned State counsel upon instructions has informed that pursuant to interim directions issued by this Court, the petitioners have since joined investigation and are not required for any custodial interrogation.
4. Having regard to the aforestated position wherein the petitioners are stated to have joined investigation and their custodial interrogation is not required, the instant petition is accepted and the interim directions issued by this Court vide order dated 29.07.2021 are hereby made absolute subject to the condition that the petitioners shall join investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

**07.10.2021**

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**(GURVINDER SINGH GILL)**  
**JUDGE**

Whether speaking/reasoned: **Yes/No**

Whether reportable: **Yes/No**