



CRM-M-29049-2024 -1-

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

210

Date of Decision: 11.06.2024

1. CRM-M-29049-2024

Gurdit Singh @ Gori Singh Petitioner

Versus

State of Punjab Respondent

2. CRM-M-29192 of 2024

Paramjeet Kaur Petitioner

Versus

State of Punjab Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. N.S. Sidhu, Advocate
for the petitioner (in both petitions).

Mr. Pardeep Bajaj, DAG, Punjab.

Mr. P.K.S. Phoolka, Advocate
for the complainant (in both petitions).

KULDEEP TIWARI, J (ORAL)

1. Vide this common order, this Court shall dispose of two petitions, i.e. CRM-M-29049-2024 and CRM-M-29192-2024, as, both the petitions are amenable to be decided together being arising out of the same FIR, and the same relief has been sought for. For the sake of brevity facts are being taken from CRM-M-29049-2024.

2. On the oral request of learned counsel for the petitioner(s), the

**CRM-M-29049-2024****-2-**

offence under Section 148 IPC, is ordered to be added in the head note as well as prayer clause of the petition.

3. Registry is directed to carry out the relevant corrections in the petition.

4. Through the instant petition, the petitioner(s) craves for indulgence of this Court for his/her being enlarged on anticipatory bail, in case FIR No.28 dated 10.05.2024, under Sections 307, 323, 48 and 149 IPC, registered at P.S. Dayalpura, District Bathinda.

5. The prosecution agency was put into motion on the statement of Angrej Singh to the effect that on 06.05.2024, he along with his cousin Jaspreet Singh was returning back to their house from the Power House, Village Bhagta Bhaika. At about 9.00 am, when they reached near the Karyana shop of Shamvir, then Jaspreet Singh alighted there. The complainant was on his motor-cycle. At that time, Golo Kaur was standing at the bus stand to board the bus for Spinning Mill, Jeeda. The complainant offered Golo Kaur to give her ride to Spinning Mill, Jeeda. On this she started mis-behaving with the complainant, although, the complainant addressed her 'Madam'. Golo Kaur gave a slap blow to the complainant and the complainant pushed her aside. On this, Golo Kaur raised 'Raula'. Her father Jaswant Singh, brother Gori Singh and mother Paramjit Kaur came there along with three unknown persons. Accused Jaswant Singh, who was armed with an iron rod, gave a blow on the head of the complainant with an intention to kill him. Then Jaswant Singh gave another blow, which hit on the left shoulder of the complainant. In the meantime, a number of persons gathered at the spot. The accused persons

ran away from the spot.



CRM-M-29049-2024

-3-

6. Learned counsel for the petitioner(s) on asking for the relief of pre-arrest bail, would submit that the main injury of Section 307 IPC is attributed to the co-accused Jaswant Singh, although, both the petitioners are named in the FIR, however, no specific injuries are attributed to them. He further submits that in fact, it was the complainant who misbehaved with the daughter of the petitioner(s) and due to which, the instant fight has occurred.

7. Learned State counsel, on instructions imparted to him by ASI Tara Singh, submits that in fact the petitioner(s) was present at the place of occurrence, which is apparent from the CCTV footage and therefore, it can be very well inferred that the petitioner(s) also shared the common intention to cause injuries to the complainant with Jaswant Singh who is the main accused in the instant case. He further submits that the main injury is attributed to Jaswant Singh who gave iron rod blow on the head of the complainant. He further submits that the petitioner(s) were unarmed.

8. In view of the role assigned to the petitioner(s) and considering the genesis of occurrence, this Court deems it fit and appropriate to enlarge the petitioner(s) on pre-arrest bail. Consequently, the petitioner(s) is directed to join the investigation with the investigating officer within 20 days from today.

9. In case the petitioner(s) appears before the investigating officer concerned to join investigation, within the stipulated time and in the event of his/her arrest, they shall be admitted to bail on his/her furnishing bail bonds to the satisfaction of the Arresting/Investigating Officer.

10. In the meanwhile, the arrest of the petitioner(s) shall remain stayed.



CRM-M-29049-2024 -4-

11. However, in case, the petitioner(s) fails to join the investigation with the investigating officer within 20 days from today, the protection granted hereinabove, *qua* his/her arrest shall *ipso facto* be vacated, without any further reference to this Court.

12. With these observations recorded hereinabove, both these petitions, are **disposed of** accordingly.

11.06.2024
D.Bansal

(KULDEEP TIWARI)
JUDGE

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