

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

209

CRM-M-30185-2024 (O&M)
Date of Decision: 14.11.2024

JASNOORJIT SINGH

...Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM:- HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

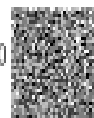
Present:- Mr. Jashandeep Singh, Advocate
for the petitioner.

Ms. Sakshi Bakshi, AAG, Punjab.

Mr. Balram Singh, Advocate
for the complainant.

HARPREET KAUR JEEWAN, J.

1. The instant petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 seeking anticipatory bail to the petitioner in cross case FIR No.4 dated 17.01.2024, under Sections 452, 354, 324, 323, 506, 427, 34 IPC, 1860 (Section 308 IPC added later on), registered at Police Station Garhdiwala, District Hoshiarpur of DDR No.30 dated 01.02.2024 under Sections 323, 325, 427, 34 IPC registered at Police Station Garhdiwala, District Hoshiarpur.



2. On 19.06.2024, the Coordinate Bench of this Court passed the following order and directed the petitioner to join the investigation:

'Learned counsel for the petitioner submits that initially the petitioner got lodged an FIR No. 4 dated 17.01.2024 under Sections 452, 354, 323, 324, 506 and 427 read with Section 34 IPC at Police Station Gardhiwala, District Hoshiarpur against two persons namely Reman Yuvraj Singh and Lovepreet Singh who used filthy language against the petitioner and his family. The accused persons in the FIR namely Reman Yuvraj (complainant in the DDR) got registered a false DDR No.30 dated 01.02.2024 under Sections 323, 325, 427 and 34 IPC as a counter blast to the FIR in order to rescue himself, which is entirely unfounded and registered after an unexplained delay of more than 15 days. He further submits that concession of anticipatory bail has been granted to the co-accused-Jaswinder Kaur by learned Additional Sessions Judge, Hoshiarpur. He also submits that petitioner is 19 years old and studying in 10+2 and is ready to join the investigation as and when call for.

2. Notice of motion.

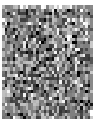
3 Mr. Inderjeet Singh Ladher, DAG, Punjab accepts notice on behalf of the respondent-State and seeks time to file reply.

4. In the meanwhile, petitioner will join investigation before the Investigating Officer as and when called. In the event of his arrest, the Arresting Officer would admit him to interim bail, till the next date of hearing, on his furnishing adequate bail bonds/ surety bonds to his satisfaction. The petitioner is directed to abide by all the conditions as envisaged under Section 438(2) of Code of Criminal Procedure, 1973.'

3. Learned State counsel has informed that the petitioner has joined the investigation, however, recovery of weapon i.e. *khanda* is yet to be effected.

4. I have heard the aforesaid submissions and perused the relevant documents.

5. Initially, the FIR was registered at the instance of the petitioner against Reman Yuvraj Singh and Lovepreet Singh with the allegations that they had forcibly entered the house of the petitioner. Reman Yuvraj Singh was armed with *datar* and Lovepreet Singh was armed with iron *khanda* and injuries were inflicted upon the petitioner. In the meantime, mother of the petitioner came out to rescue the petitioner and she was also manhandled. The



injuries were also inflicted upon the father of the petitioner.

6. The petitioner is facing allegations in a counter DDR No.30 dated 01.02.2024 under Sections 323, 325, 427, 34 IPC at Police Station Gardhiwala, District Hoshiarpur which was lodged at the instance of Reman Yuvraj Singh. The petitioner was granted the concession of interim bail by the Coordinate Bench of this Court vide order dated 19.06.2024 by noticing that he is 19 years of age and student of class 10+2.

7. It is a case of version and cross-version. The allegations and counter allegations between the petitioner and the complainant are matter of trial. The petitioner is young boy of 19 years of age. The petitioner has joined the investigation and his custodial interrogation is not required.

8. In view of the aforesaid facts and the reasons recorded in the order dated 19.06.2024, the present petition is allowed and the order dated 19.06.2024 granting interim bail to the petitioner is made absolute, subject to the conditions laid down under Section 438(2) Cr.P.C.

9. It is made clear that nothing expressed hereinabove would be construed to be an expression of opinion on merits of the case.

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

(HARPREET KAUR JEEWAN)
JUDGE

14.11.2024

P.Bhatt

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