



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

CRM-M-31958-2024

Date of Decision:- 02.12.2024

GURSEWAK SINGH

....Petitioner

Vs.

STATE OF PUNJAB

...Respondent

CORAM:- HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Munish Puri, Advocate for the petitioner.

Mr. Neeraj Madaan, Sr. DAG, Punjab.

* * * * *

AMARJOT BHATTI, J.

1. Petitioner Gursewak Singh has filed instant petition under Section 438 of Cr.P.C. for grant of anticipatory bail in FIR No.2 dated 05.01.2024, under Sections 341, 323, 324, 506, 148 and 149 of IPC (Sections 325 and 326 added later-on) registered at Police Station Ghagga, District Patiala.

2. As per the facts of the case, Amrik Singh complainant gave his statement that on 03.01.2024, he along with his cousin Paramjit Singh had gone to Mandi Badshahpur to purchase household articles in a car of Paramjit Singh. Gurpreet Singh, Tarsem Singh, Gursewak Singh, present petitioner and Yadwinder Singh were quarreling with his cousin Dalvir Singh regarding money transactions. They were pacified by the persons who had collected there. Complainant along with his cousin were

home after purchasing household articles. They reached ahead on Randhawa Rice Mill, Badshahpur and at about 7.30/8.00 pm Gurpreet Singh, Tarsem Singh stopped their car by coming from front side. Gurpreet Singh raised lalkara and called upon 3-4 unknown persons standing behind him. Tarsem Singh opened the door of the car and Gursewak Singh gave kirpan blow towards his head which hit on the palm and fingers of left hand. Yadwinder Singh gave sword blow on the person of Paramjit Singh which hit above his eye brows. 3-4 persons were giving fist blows. Gurpreet Singh gave punch blow on the face of Paramjit Singh. On hearing their alarm, Dalvir Singh came out and rescued them from the aforesaid persons. While leaving they also took away cash of Rs.15,000/- from the car and gold chain worn by Paramjit Singh. They were admitted in Civil Hospital, Samana.

3. Learned counsel for petitioner pointed out that in pursuance of order passed by this Court dated 14.11.2024 petitioner has already joined the investigation and he is not required for any other purpose. He is still ready to join investigation as and when required.

4. Status report has been filed. It is confirmed that present petitioner joined investigation and the weapon of offence allegedly used by the petitioner is already recovered.

5. Considering these facts no purpose would be served by sending the petitioner behind the bars. He has already joined the investigation and fully cooperated. Therefore, without going on the merits of the case, anticipatory bail application filed by petitioner is allowed. He be not arrested. In case he is arrested, he be released on bail to the satisfaction of Arresting Officer/Investigating Officer subject to the

condition that petitioner will join investigation as and when required. He will not tamper with or interfere with the investigation and will not leave the country without prior permission as provided under Section 438 (2) of Cr.P.C.

6. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.

(AMARJOT BHATTI)
JUDGE

02.12.2024
snd

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