



CRM-M-38545-2024

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

CRM-M-38545-2024

Date of decision: 26.09.2024

Raja Singh

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present: Mr. Vinod K. Kaushal, Advocate
for the petitioner.

Mr. Neeraj Madaan, Senior DAG, Punjab.

Mr. Rahul Aggarwal, Advocate for
Mr. Manmeet Singh Chhaba, Advocate
for the complainant.

AMARJOT BHATTI, J.

1. Petitioner has filed the present petition under Section 438 Cr.P.C. for grant of anticipatory bail in FIR No.50, dated 20.04.2024, under Sections 307, 323, 120-B, 148, 149 and 506 IPC (offence under Section 302 IPC added later on) registered at Police Station Chattiwind, District Amritsar Rural, Amritsar.

2. As per the facts of the case, Sukhdev Singh-complainant stated that they are three brothers namely Ranjit Singh, Baljinder Singh and the complainant himself. Complainant was having two sons Ranvir Singh and Manvir Singh. On the day of occurrence i.e 20.04.2024 at about 12.30 p.m. his brothers Ranjit Singh and Baljinder Singh were sitting on ramp in front of their house. Sukhdev Singh alias Sukha armed with heavy iron pipe, his son Raja armed with Dang, Matta armed with iron pipe,

Husanpreet Singh armed with heavy iron pipe, Lovepreet Singh armed



with Dang Daleer Singh armed with sota Resham Singh armed with dang along with 2-3 persons armed with weapons came there. Lovepreet Singh raised Lalkara whereas Sukhdev Singh alias Sukha is attributed heavy iron pipe blow on the back side of the head of Ranjit Singh. Husanpreet Singh is attributed heavy iron pipe blow on the head and forehead of Baljinder Singh with the intention to kill him. The other assailants gave beatings to Baljinder Singh with their respective weapons. On alarm raised by him, aforesaid assailants ran away from the spot with their respective weapons. With these allegations, present FIR was registered.

3. Learned counsel for the petitioner argued that he is falsely implicated in this case. No fatal injury is attributed to him. Offence under Section 302 IPC was added later on without appreciating the facts and the role attributed to him. His anticipatory bail application was wrongly declined by learned Additional Sessions Judge, Amritsar, vide order dated 11.07.2024, which is Annexure P-5. Petitioner is ready to join the investigation. He will abide by the terms of the bail order. Therefore, his anticipatory bail may be allowed.

4. Bail application is opposed by learned counsel representing State. Detailed status report is filed. It is pointed out that in this occurrence Ranjit Singh was seriously injured who ultimately succumbed to the injuries suffered by him. As a result, Section 302 IPC was added. Copy of postmortem report is annexed with the status report. Present petitioner is yet to join the investigation and weapon of offence is also yet to be recovered. Regarding other co-accused Sukhdev Singh alias Sukha, Resham Singh and Balkar Singh @ Matta, challan is already presented on 19.07.2024. Other co-accused named in the FIR including the present



supplementary challan will be presented.

5. I have considered the arguments and have gone through the record carefully. Present petitioner is specifically named who was also armed with the weapon. All the assailants attacked both the injured, out of them injured Ranjit Singh died during treatment. Allegations are specific and serious in nature. To complete the investigation, weapon of offence is to be recovered. Therefore, considering the gravity of offence and pending investigation, I do not find a fit case for grant of anticipatory bail and the same is accordingly declined.

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

(AMARJOT BHATTI)
JUDGE

26.09.2024
monika

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| 1. Whether speaking/ reasoned | : | Yes /No |
| 2. Whether reportable | : | Yes /No |