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201 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-40884-2024
Date of decision: 07.11.2024

Bikramjeet SinghPetitioner

Versus

State of Punjab and anotherRespondents

CORAM: HON'BLE MRS. JUSTICE **AMARJOT BHATTI**

Present: Mr. Arpan Sabharwal, Advocate
for the petitioner.

Mr. Kewal Singh, Addl.A.G. Punjab.

AMARJOT BHATTI, J.

Petitioner-Bikramjeet Singh has filed the present petition under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023, for grant of anticipatory bail in FIR No.51, dated 13.05.2024, under Sections 323, 506, 148 and 149 and Section 25 of Arms Act, 1959, registered at Police Station Mehatpur, District Jalandhar Rural, Punjab.

2. As per facts of the case, Gurcharan Singh @ Chann gave a statement that on 11.05.2024 at about 5.00 p.m. near toll Plaza Sangowal, he was present outside salon which belonged to Kulwinder Singh @ Bittu. He was sitting on his stationary bike and was talking on mobile phone. In the meantime, Sandeep Singh holding country made pistol, his cousin Aman armed with country made pistol, Vikram Singh armed with iron rod, Gurpeet Singh armed with iron khanda along with unknown person armed with iron khanda came on motorcycles. Sandeep Singh raised lalkara to catch hold of him and be taught a lesson. In the meantime, Vikram Singh attacked with iron rod which he tried to ward off by raising his right arm. As a result, it hit on his wrist. He raised alarm to help him and his friends Harjinder Singh and



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the spot on their motorcycle and with their respective weapons.

3. Learned counsel for the petitioner argued that petitioner was granted interim relief vide order dated 23.08.2024 and accordingly his arrest was stayed subject to joining of investigation. Petitioner has already joined investigation. He is attributed iron rod blow and the alleged injury is simple in nature. He is still ready to join investigation as and when required, therefore, his anticipatory bail may be allowed.

4. Bail application is opposed by learned counsel representing State. Status report is filed, which is taken on record. It is pointed out that co-accused Aman, Sandeep Singh and Gurpreet Singh were arrested whereas present petitioner joined the investigation on 04.09.2024 in compliance to the orders of this Court. He did not cooperate in effecting recovery of iron rod, which he had used in the said occurrence. Investigation is still pending. Therefore, anticipatory bail filed by the petitioner deserves dismissal.

5. I have considered the arguments and have gone through the record. Present petitioner is specifically named in the FIR. He along with other co-accused who were armed with weapons attacked complainant. Specific role is attributed to the petitioner. Present petitioner was granted interim relief. He joined investigation but he did not cooperate. As a result, investigation is still incomplete.

6. Considering the specific role attributed to the petitioner and the fact that alleged weapon used in the offence is yet to be recovered, I do not find a fit case for grant of anticipatory bail and the same is accordingly dismissed.

(AMARJOT BHATTI)
JUDGE

07.11.2024
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