



CRM-M-44004-2024 1

211 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-44004-2024
Date of decision: 11.11.2024

Kuldeep Singh Alias GhugiPetitioner

Versus

State of PunjabRespondent

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

Present: Mr. Japjit Singh Johal, Advocate
for the petitioner.

Mr. Neeraj Madaan, Senior DAG, Punjab.

AMARJOT BHATTI, J.

Petitioner has filed the present petition under Section 482 of BNSS, 2023, for grant of anticipatory bail in FIR No.88, dated 25.05.2024, under Sections 308, 323, 341, 148 and 149 IPC, registered at Police Station Sadar Hoshiarpur, District Hoshiarpur.

2. As per facts of the case, Jaspreet Singh @ Jassa gave a statement to the police that he is running workshop for repair of cars in Ram Colony Camp. On 19.05.2024 evening, he had gone to his field in Safari Car No.PB-10-CU-2111. At about 6.30 P.M., he reached near ground of village and saw that Deepak @ Maghar armed with datar, Tara armed with kirpan, Satwinder Singh @ Satta armed with khanda, Kulwant Singh @ Kanti armed with kirpan, Beera armed with datar, Rana armed with danda, Bhola armed with danda, Balwinder Singh @ Binda armed with bat, Ghuggi (present petitioner) armed with khanda, Daljit Singh @ Jaila empty handed, Babblu armed with datar were inflicting injuries to his



him. He tried to rescue his cousin from the aforesaid persons, on this Deepak @ Maghar gave datar blow which hit on his left arm. Satwinder @ Satta gave khanda blow which hit on my right knee. Ghugi (present petitioner) gave khanda blow which hit on his right thumb. Kulwant Singh @ Kanti gave kirpan blow which hit on his head. In order to save his life, he ran away Anganwari School where he was surrounded by Kamljit Kaur, Amandeep Kaur, Amarjit Kaur and Manjit Kaur and they caused him internal injuries. On alarm raised by him, many people gathered there and said assailants fled away from the spot with their respective weapons. They were admitted in Civil Hospital for treatment.

3. Learned counsel for the petitioner argued that it is a case of version and cross-version. He is falsely implicated in this case and he is ready to join investigation. Cross-version FIR No.90 dated 25.05.2024 was registered on the statement of Deepak s/o Avtar against Jagir Singh @ Banti and Jaspreet Singh @ Jassa and others. In the said FIR, Jaspreet Singh @ Jassa was granted interim bail in CRM-M-41161-2024 vide order dated 23.08.2024 (Annexure P-7). He has also placed on record MLRs of Jaspreet Singh and Jagir Singh as Annexures P-5 and P-6. He will abide by the terms of bail order, therefore, his anticipatory bail application may be allowed.

4. Bail application is opposed by learned counsel representing State. Detailed status report has been filed. It is pointed out that Jaspreet Singh @ Jassa had suffered four injuries. It was mentioned that said injuries were caused with blunt weapons and were kept under observation, and therefore Board of Doctors was constituted to take opinion regarding injuries on the person of Jaspreet Singh @ Jassa and Jagir Singh.

Thereafter, it was observed that injuries on the person of complainant-



Jaspreet Singh @ Jassa and were caused with sharp edged weapons. Injury No.3 was declared grievous in nature. Similar opinion was sought regarding injuries of Jagir Singh. He was also caused injuries with sharp edged weapon. Injury No.1, 2 and 3 were declared grievous in nature. After getting opinion of the doctor, offence under Sections 324, 326 and 307 IPC were added by deleting under Sections 323 and 308 of IPC, vide DDR No. 25 dated 12.06.2024. Again further investigation was carried out, on the application filed by Anjali daughter of Jasbir Singh and thereafter offence under Sections 307, 148 and 149 were deleted and offences under Sections 324, 326 and 341 and 34 IPC were added. Considering the gravity of offence anticipatory bail application of petitioner deserves dismissal.

5. I have considered the arguments and have gone through the record. As per facts narrated in the FIR, present petitioner is specifically named for causing injuries to Jagir Singh as well as Jaspreet Singh @ Jassa-complainant. He was allegedly armed with Khanda. Weapon of offence is yet to be recovered.

6. Considering the gravity of offence, I do not find a fit case for grant of anticipatory bail and the same is accordingly declined.

(AMARJOT BHATTI)
JUDGE

11.11.2024
monika

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