



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.44500 of 2024

Date of decision: 5th December, 2024

Gurmukh Singh & others

... Petitioners

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Gobind S. Randhawa, Advocate for the petitioners.

Mr. Navdeep Singh, Dy. Advocate General, Punjab
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioners are seeking the concession of bail under Section 482 BNSS in case GD No.16 dated 08.10.2023 under Sections 452, 427, 323, 379, 148, 149 of the IPC (cross-version) in case FIR No.85 dated 04.10.2023 under Sections 452, 336, 427, 148, 149 of the IPC and under Sections 25 & 27 of the Arms Act, 1959 registered at Police Station Bhindi Saidan, District Amritsar Rural.

2. On the last date of hearing, i.e. 17.09.2024, while noticing the following submissions made by learned counsel for the petitioners, this Court had granted the concession of interim bail to the petitioners and asked them to join investigation.

“Learned counsel for the petitioners, inter alia, contends that it is a case of version and cross-version wherein it was the opposite party which arrived at the place of occurrence and damaged the house of petitioner No.1; petitioner No.1-Gurmukh Singh has been attributed a

dattar blow on the little finger of the son of the complainant while the other three petitioners i.e. Kikkar Singh, Gurjit Singh and Jassa Singh, other than a lalkara, have not been attributed any specific role much less any specific injury on the person of the complainant party. Learned counsel has further submitted that it is a matter of record that the complainant party had fired gun-shots in the air, in which regard corroborative evidence in the shape of empties was recovered from the place of occurrence which is the house of the petitioners themselves.”

3. Learned counsel for the petitioners submits that in compliance of the order dated 17.09.2024, the petitioners have joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions from ASI Gurjit Singh, does not dispute the factum of the petitioners having joined investigation and cooperated with the investigating agency. He, on further instructions submits that the petitioners are not required for further investigation much less for their custodial interrogation.

5. In the circumstances, the petition is allowed and the interim order dated 17.09.2024 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C./Section 482(2) BNSS. Needless to say, in case the petitioners misuse the concession of bail granted to them, the State would be at liberty to seek cancellation of the bail granted to them.

(MANJARI NEHRU KAUL)
JUDGE

December 5, 2024
rps

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