



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-47887-2024
Date of Decision:06.11.2024

Bhagwan Singh ...Petitioner

vs.

State of Punjab ...Respondent

Coram : Hon’ble Mr. Justice N.S.Shekhawat

Present : Mr. Tanvir Joshi, Advocate with
Mr. B.S Aulakh, Advocate
for the petitioner.

Mr. M.S. Bajwa, DAG, Punjab.

Mr. I.P.S Sabharwal, DAG, Punjab.

Mr. A.S Khosa, Advocate
for the applicant/complainant.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the present petition under Section 482 of B.N.S.S with a prayer to grant anticipatory bail to him in case FIR No.45, dated 12.05.2024, under Sections 341,323, 506,148 and 149 of IPC (Section 308 and 325 of IPC added later on) registered at Police Station Arniwala, District Fazilka (Annexure P-1).

2. Learned counsel for the petitioner contends that as per the case of the prosecution, the petitioner had exhorted the other accused to cause injuries to the injured and had given dang blows on the right elbow and palm of the complainant. Learned counsel further contends that similarly placed co-accused Rajwinder Singh and Surinder Singh @ Kala have been granted the concession

of anticipatory bail by this Court vide orders of the even date.

4. On the other hand learned State counsel assisted by learned counsel for the complainant have vehemently opposed the submissions made by learned counsel for the petitioner on the ground that serious allegations have been levelled against the present petitioner and he does not deserve the concession of anticipatory bail by this Court.

5. I have heard the learned counsel for the parties and perused the record carefully.

6. In the present case, both the parties have suffered injuries and had a fight over the cleaning of water channel in the village. Apart from that, two similarly placed co-accused namely Rajwinder Singh and Surinder Singh @ Kala have been granted the concession of anticipatory bail by this Court and the case of the petitioner is at par with them.

7. Thus, without commenting on the merits of the case, the present petition is allowed and the petitioner is granted concession of anticipatory bail, subject to the conditions as provided under Sections 482 (2) of B.N.S.S. It will be open for the Investigating Officer to call the petitioner to join the investigation, if so required, by issuing a written notice in this regard and he shall abide by the conditions mentioned in Section 482 (2) of B.N.S.S .

06.11.2024
hitesh

(N.S.SHEKHAWAT)
JUDGE

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