



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

CRM-M No.50360 of 2024
Date of decision: 9th December, 2024

Gurpreet Singh @ Babby

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Imaan S. Khara, Advocate for the petitioner.

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

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of bail under Section 482 BNSS in case FIR No.36 dated 07.08.2024 registered under Sections 118(1), 115(2), 126(2), 351(2) and 3(5) of BNS, 2023 and Section 118(2) of BNS, 2023 (added later on) at Police Station Kot Fatta, District Bathinda, Punjab.

2. On the last date of hearing, i.e. 07.10.2024, while noticing the following submissions made by learned counsel for the parties, a Coordinate Bench of this Court had granted the concession of interim bail to the petitioner and asked him to join investigation.

“As per the allegations, petitioner along with co-accused is attributed to have caused injuries to Gurdeep Singh (complainant) and his father Sukhmandar Singh

with their respective weapons. The occurrence had taken place on 05.08.2024.

Learned counsel contends that except for one injury on the person of Gurdeep Singh, all other injuries are simple in nature; that the petitioner is ready to join the investigation and that no specific role is attributed to him.

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Learned State Counsel has also placed on record copy of the MLR pertaining to Sukhmandar Singh, father of the complainant which revealed that as many as five injuries are found on his person. As per the medical report (Annexure P.3), all those injuries to Sukhmandar Singh were found to be simple in nature. One injury was caused to Gurdeep, which was found to be grievous as per the medical report (part of Annexure P.3). As per the FIR, the grievous injury which has been found on the person of Gurdeep Singh is attributed to Shinder Singh and not to the petitioner.

Learned State Counsel could not refute the afore-said contention to the effect that grievous injury on the person of Gurdeep Singh is attributed to Shinder Singh and not to the petitioner.”

3. Learned counsel for the petitioner submits that in compliance of the order dated 07.10.2024, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. He, on further instructions submits that the

petitioner is not required for further investigation much less for his custodial interrogation.

5. In the circumstances, the petition is allowed and the interim order dated 07.10.2024 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 petitioner misuses the concession of bail granted to him, the State would be at liberty to seek cancellation of the bail granted to him.

(MANJARI NEHRU KAUL)
JUDGE

December 9, 2024
rps

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