



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-53160-2024
Date of decision: 29.11.2024

BALPREET SINGH
....Petitioner

Versus

STATE OF PUNJAB
....Respondent

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Sachin Gupta, Advocate for the petitioner.
Mr. Ankit Grewal, DAG Punjab.

.....
SANJIV BERRY, J. (ORAL)

Mr. Saurabh Singla, Advocate has put in appearance on behalf of the complainant and has filed his power of attorney. The same is taken on record.

2. By way of present petition filed under Section 482 BNSS, the petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under: -

FIR No.	Dated	Sections	Police Station
81	31.07.2024	109/115(2)/324(4)/ 191(3)/190/351(2) of BNS and 25 of Arms Act and 117(2) of the BNS enhanced	Kalanaur, District Gurdaspur

2. Learned counsel for the petitioner submits that in compliance to the order dated 14.11.2024, the petitioner has joined the investigation.

3. During the course of hearing on 14.11.2024, following order had been passed: -

“ Status report dated 12.11.2024 filed in the form of
an affidavit of Deputy Superintendent of Police,



Kalanaur, District Gurdaspur is taken on record. Copy thereof has been supplied to learned counsel for the petitioner.

Heard.

Learned counsel for the petitioner inter alia contends that the petitioner is innocent and has been falsely implicated in this case. He contends that as per the FIR, no specific overt act is attributed to the petitioner and the alleged injury attributed to the petitioner with blunt weapon on the hand, is simple in nature. He submits that similarly situated co-accused Harjinder Singh has already been granted the concession of interim bail vide order dated 16.10.2024 passed in CRM-M-45253-2024. He further submits that the petitioner is not having any criminal antecedents and is ready to join investigation.

Learned State counsel on the basis of status report filed by the State has not disputed the factual matrix of the case and submits that the case of the petitioner is identical to that of co-accused Harjinder Singh (supra). Be it the case, without commenting on the merits of the case, the petitioner is hereby directed to join investigation within seven days from today and co-operate in the same. In the event of the arrest of the petitioner, he shall be released on interim bail on his furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. He shall also abide by conditions as envisaged under Section 482(2) BNSS.

List on 29.11.2024.”

4. Learned State counsel on telephonic instructions received from ASI Gurnam Singh informs the Court that the petitioner has joined the investigation and is neither required for further investigation nor for any custodial interrogation.

5. Learned counsel for the complainant has opposed the bail application.

6. Keeping in view the above submissions made by learned State counsel and the fact that the petitioner had joined the investigation consequent to the order dated 14.11.2024 passed by this Court, interim bail granted vide order dated 14.11.2024 is hereby confirmed, subject to conditions as envisaged under Section 482(2) of BNSS. Further the petitioner is directed to join investigation as and when required in future by way of written notice for such purpose to be served by Investigating Officer of this case upon the petitioner; he will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.

7. The petition stands allowed.

8. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

29.11.2024
puneet

(SANJIV BERRY)
JUDGE

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|-----|----------------------------|--------|
| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |