



IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

231

CRM M-55019 of 2024 (O&M)  
Date of Decision: 11.11.2024

|                           |        |                |
|---------------------------|--------|----------------|
| Lovepreet Singh @ Shikari |        | ...Petitioner  |
|                           | Versus |                |
| State of Punjab           |        | ... Respondent |

CORAM : HON'BLE MR. JUSTICE N.S.SHEKHAWAT

Present : Mr. N.S. Gill, Advocate, for the petitioner.

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

N.S.SHEKHAWAT, J. (Oral)

1. The petitioner has filed the instant petition under Section 483 of the BNSS, 2023 with a prayer to grant a regular bail in case FIR No.0056 dated 16.05.2024 registered under Section 307, 323, 324, 341, 506, 148 and 149 at Police Station Division 4, District Patiala.
2. The FIR in the present case has been registered on the basis of the statement made by Saggar Sodhi and the same has been reproduced below:-

*"At this time, it is entered that one statement of Saggar Sodhi son of Ramanjit Singh resident of House No. 150,*

**CRM M-55019 of 2024 (O&M)**

*Adarsh Nagar-B, Ablowal, District Patiala recorded by ASI Baljinder Singh 1392/PTL Police Station Lahori Gate Patiala, for the purpose of registration of FIR under Sections 307, 323, 324, 341, 506, 148, 149 IPC against Lovepreet Shikari, Rohit Kaliyan and 7/8 unknown boys, has been received in Police Station through Constable Gurjant Singh 2346/PTL, the contents of which are as follows, "Statement that Saggar Sodhi son of Ramanjit Singh resident of House No. 150, Adarsh Nagar B, Ablowal, District Patiala, aged about 24 years, Mobile No. 96676-45270. Stated that I am resident of above stated address and doing job in a hotel in Tilak Nagar Delhi but in view of my wife being ill, I, for the last about 2 months have come to home on leave. Today, I alongwith my friends had gone in the rally of Maharani Parneet Kaur M.P. Patiala/BJP at Green View Palace, Bhadson Road, Patiala. I alongwith my friends, after culmination of rally, came at Old Bus Stand Patiala and then at about 12:50 PM, Lovepreet Shikari, Rohit Kalyan and 7/8 unknown boys, armed with weapons, came at Old Bus Stand Patiala and immediately upon arrival, out of them, 7/8 unknown boys encircled me and Rohit Kalyan caught me from my arms and Lovepreet Shikari attacked me with the gandasi he was holding in his hands, with an intention to kill me, which hit at my back, the second blow was caused by him upon my left arm, third blow was caused at the ankle of my left leg and fourth blow was given on my left leg. I being flooded with blood fell down and then I raised noise of "Maarta Maarta". All of them, while giving me threats to kill and while abusing me,*

**CRM M-55019 of 2024 (O&M)**

*ran away from the spot alongwith their respective weapons. My friend Gurjeet Singh Cheema, after arranging vehicle, got me admitted in Rajindra Hospital Patiala for treatment purpose, where I am under treatment. The reason of enmity is that there was already dispute in between my friend Gurjeet Singh Cheema and aforesaid Lovepreet Shikari, on the pretext of settlement, had called us here, with an intention to kill us. Legal action be taken against the above persons. I have got recorded my statement to you, in the presence of my friend Gurjeet Singh Cheema, read, heard and the same is correct. Applicant Sd/- Saggar Sodhi, statement corroborated by Sd/- Gurjeet Singh aforesaid, Attested Sd/- Baljinder Singh ASI Police Station Lahori Gate Patiala, Dated 16.05.2024.”*

3. Learned counsel for the petitioner contends that the occurrence had taken place at the spur of moment and there was prior enmity between the parties. Learned counsel further contends that even the version put forth by the complainant was highly unbelievable. The petitioner was arrested in the present case on 26.05.2024 and is in custody for the last more than 05 months. Learned counsel further contends that the co-accused Ramandeep Singh, Gurpreet Singh and Rohit Kalyan @ Rohit have already been granted the concession of bail by this Court. Even, the complainant had entered into a compromise with Rohit Kalyan @ Rohit and the said accused has already filed a quashing petition, i.e., CRM M-41726

**CRM M-55019 of 2024 (O&M)**

of 2024 before this Court with a prayer to quash the FIR qua him on the basis of the compromise.

4. On the other hand, learned State counsel has vehemently opposed the prayer made by the learned counsel for the petitioner on the ground that there are serious allegations against the petitioner and the petitioner is not entitled for the concession of regular bail. Learned State counsel submits that two more FIR's were ordered to be registered against him and the petition is liable to be dismissed by this Court.

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

6. There was no prior enmity between the parties and the occurrence had taken place all of a sudden. The petitioner was arrested in the present case on 26.05.2024 and after completion of the investigation, the challan has already been presented against him. Moreover, the trial has yet not begun and further custody of the petitioner will not serve any meaningful purpose. Moreover, the petitioner is not in a position to influence the witnesses of the prosecution and the petition deserves to be allowed.

7. In view of the above, without commenting any further on the merits, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail bonds/surety bonds to the

**CRM M-55019 of 2024 (O&M)**

satisfaction of the learned trial Court/Duty Magistrate/CJM  
concerned.

**11.11.2024**  
amit rana

**(N.S.SHEKHAWAT)**  
**JUDGE**

Whether reasoned/speaking

:

Yes/No

Whether reportable

:

Yes/No