



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CRM-M-378-2025

Date of decision: 14.02.2025

KULWANT SINGH ALIAS KANTI

....PETITIONER

V/s

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUMEET GOEL

Present: Mr. Rahul Verma, Advocate
for the petitioner.

Mr. Salil Sabhlok, Senior Deputy Advocate General, Punjab.

SUMEET GOEL, J.

1. Present petition has been filed under Section 482 read with Section 528 of BNSS for grant of anticipatory bail to the petitioner in case bearing FIR No.088 dated 25.05.2024, registered for the offences punishable under Sections 308, 323, 341, 148, 149 of IPC (offence under Sections 308/323/148/149 of IPC deleted and offence under Section 326/324/34 of IPC added) at Police Station Sadar Hoshiarpur, Punjab.

2. On 09.01.2025, the following order was passed:-

“Apprehending his arrest in FIR No.088 dated 25.05.2024 registered for offences punishable under Sections 308/323/341/148/149 of IPC (Sections 308/323/148/149 IPC deleted and Sections 326/324/34 IPC added later on) at Police Station Sadar Hoshiarpur, Punjab; the petitioner has preferred this petition under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking pre-arrest bail.

Inter alia contends that the petitioner has been attributed an injury under Section 324 of IPC only; case in hand is of version and cross- version; the FIR registered at the instance of the petitioner-side has been referred to mediation vide order dated 29.11.2024 passed in CRM-M-41161 of 2024 & the petitioner is willing to join investigation and cooperate therein.

Notice of motion.

On asking of the Court, Mr. Adhiraj Singh Thind, AAG, Punjab, appears and accepts notice on behalf of the respondent-State.

Adjourned to 30.01.2025.



The petitioner is directed to appear before the Investigating Officer on 13.01.2025 at 11:00 A.M. in concerned Police Station and join investigation. In the event of arrest, the petitioner shall be released on interim bail subject to his furnishing personal/surety bond(s) to the satisfaction of the Arresting Officer/Investigating Officer. As and when further called by Investigating Officer, the petitioner shall join the investigation. He shall abide by the condition(s) enumerated under Section 482(2) of Bharatiya Nagarik Suraksha Sanhita, 2023.”

- 3. Learned State counsel, on instructions, has stated that pursuant to the order dated 09.01.2025, the petitioner has joined investigation and is no longer required for custodial interrogation.
- 4. In view of above, the present petition is allowed and interim order dated 09.01.2025 passed by this Court is made absolute, subject to the conditions as enumerated under Section 482(2) of BNSS.
- 5. This order should not be treated as “blanket” order. It will not be read granting petitioner indefinite protection from arrest. It shall be confined to the FIR mentioned *ibid* and will not operate in respect of any other incident that involves commission of an offence.
- 6. Liberty is reserved in favour of State/complainant to move for cancellation/recall of this order in case the petitioner violates any condition stipulated under Section 482(2) of BNSS, 2023 or upon showing any other sufficient cause.
- 7. Needless to say that anything observed herein above shall not be construed to be an opinion on the merits of the case.
- 8. Pending application(s), if any, shall also stand disposed off.

(SUMEET GOEL)
JUDGE

February 14, 2025
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No