



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

**CRM-M-953-2025 (O&M)
Date of decision: 03.04.2025**

Sahib Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Ms. Kusum Raj, Advocate for
Mr. ADS Jattana, Advocate for the petitioner.

Mr. S.S.Chahal, AAG, Punjab for the respondent.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (*for short* 'BNSS') for grant of pre-arrest bail to the petitioner in FIR No.111 dated 16.10.2024 (P-1), under Sections 333, 115(2), 351(2), 191(3) & 190 of the Bharatiya Nyaya Sanhita, 2023 (*for short* 'BNS') [Sections 117(2) & 118(2) of the BNS added later on vide DDR No.18 dated 15.11.2024 (P-2)], registered at Police Station Khilchian, District Amritsar.

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- (2) Allegations are that petitioner along with co-accused caused grievous injuries on the person of *de facto* complainant with sharp edged weapons.
- (3) Learned Counsel contends that petitioner was granted interim bail by this Court, vide order dated 13.01.2025 and in pursuance thereof, he has already joined the investigation; hence, his custodial interrogation is not required.
- (4) The above factual position is not disputed by learned State Counsel, on instructions from the police official concerned.
- (5) Heard learned Counsel for the parties and perused the paper-book.
- (6) It transpires that petitioner was granted interim bail by this Court, vide order dated 13.01.2025 and the same reads as under:-

“While making reference to P-3, contends, inter alia, that dispute arose during Gram Panchayat elections and it is case of version and cross-version.

Notice of motion.

Mr. Kunwarbir Singh, learned Asstt.A.G., Punjab accepts notice on behalf of the respondent-State and seeks time to have instructions and/or file written response in the matter.

Posted for 18.02.2025.

In the meanwhile, petitioner shall join investigation before the Investigating Officer. In the event of his arrest, the Arresting Officer would admit him to interim bail, till the next date of hearing, on furnishing adequate bail and surety bonds to his satisfaction. The petitioner shall also abide by all the

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*conditions as envisaged under Section 482 (2) of the Bharatiya
Nagarik Suraksha Sanhita, 2023.”*

(7) It is duly acknowledged by learned State Counsel that in pursuance of the aforesaid order, petitioner has joined investigation and his custodial interrogation is not required.

(8) In view of the above, there is no justification to deny the concession of pre-arrest bail to the petitioner. Consequently, present petition is allowed; interim order dated 13.01.2025 is made absolute subject to the conditions as envisaged under Section 482 (2) of the BNSS.

(9) It is also made clear that petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

(10) The above observations be not construed as an expression of opinion on merits of the case; rather confined only to decide the bail matter.

(11) It is also clarified that in case of any recurrence on the part of petitioner, State would be at liberty to move an appropriate application for recalling of this order.

Pending application(s), if any, shall also stand disposed off.

3rd April, 2025
Gagan

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No