



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

234

**CRM-M-1461-2025 (O&M)
Date of decision: 17.01.2025**

Bhupinder Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. Lakshay Bector, Advocate for the petitioner.

Mr. Swati Batra, DAG, Punjab.

MANISHA BATRA, J. (Oral)

The present petition has been filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (*for short 'BNSS'*) by the petitioner seeking grant of regular bail in case bearing FIR No. 215 dated 17.05.2023 registered under Sections 307, 323, 324, 354, 34, 506, 341 of IPC, 1860 at Police Station City Division No.7, District Ludhiana.

2. Brief facts of the case as emanating from the record are that the aforementioned FIR was registered on the basis of statement recorded by the complainant Lovepreet Singh @ Laddi on 17.05.2023 alleging therein that on 15.05.2023, he along with his friends Harwinder Singh @ Harry, Yogesh Kumar and Aman Nagpal had gone to attend birthday celebration of some friend and at about 8:30 PM, they were standing outside the house of



Harwinder Singh @ Harry, when the sister of Harwinder Singh reached there and told them that the petitioner had stopped her on the way and had done wrong and indecent acts with her. She also disclosed that he had been following her from the last fortnight. On hearing so, Harwinder Singh went to the house of petitioner and made a complaint to his mother Gurmeet Kaur about the petitioner and also told her to prevail good sense upon him. Thereafter, when Harwinder Singh along with the complainant was going towards his house, suddenly co-accused Ajit Singh along with his mother Gurmeet Kaur, brother Bhupinder Singh (present petitioner) and sister reached there. All of them were armed with weapons and brickbats and they opened an attack upon the complainant and his companions and caused injuries to them. The petitioner struck a blow with a sword, thereby hitting left arm and thumb of left hand of victim Yogesh Kumar. He along with - accused also extended beatings to all the victim. The complainant and victim Yogesh Kumar sustained injuries at their hands. All of them were rushed to the hospital. After registration of FIR, investigation proceedings were initiated. The petitioner was arrested on 23.02.2024. He moved an application for grant of bail which had been dismissed by the Court of learned Additional Sessions Judge, Ludhiana vide order dated 16.12.2024.

3. It is argued by learned counsel for the petitioner he has been falsely implicated in this case. In fact, it was the complainant and his other companions who were the aggressor party and had given serious injuries to the petitioner and his family members. The right wrist of co-accused Ajit



Singh had been completely chopped off and he also sustained injuries on his head. There is delay of two days in reporting the matter to the police. Custodial interrogation of the petitioner is no more required. *Challan* has been filed against him. Co-accused Ajit Singh has already been granted concession of regular bail by this Court, vide order dated 01.10.2024 passed in **CRM-M-41546-2024**. Trial is likely to take time. The injuries sustained by the complainant had not been declared to be dangerous to life. Further detention of the petitioner would not serve any useful purpose. Therefore, it is urged that the petition deserves to be allowed.

4. Custody certificate of the petitioner has been filed by respondent-State. It is argued by learned Deputy Advocate General, Punjab that the petitioner had caused injuries to victim Yogesh Kumar and had also given beatings to the complainant and other victims. The allegations against him are serious in nature. Hence, it is urged that keeping in view the gravity thereof, petitioner does not deserve to be extended benefit of bail.

5. I have heard learned counsel for the parties at considerable length and have gone through the record carefully.

6. The petitioner in furtherance of his common intention with the co-accused is alleged to have caused injuries on the arm and thumb of victim Yogesh Kumar. He is also alleged to have given beatings to the complainant and other victims. In the same incident, the right wrist of co-accused Ajit Singh had also been amputated and this fact has not been disputed. Investigation has since been completed. Trial is likely to take time. Co-



accused Ajit Singh has been granted concession of regular bail by this Court, as mentioned above. No useful purpose would be served by detaining the petitioner in custody anymore. Keeping in view the period of his incarceration and as per the discussion made above but without meaning to make any comment on the merits of the case, the petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal/surety bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

7. Since the main petition has been allowed, pending application, if any, is rendered infructuous.

[MANISHA BATRA]
JUDGE

17.01.2025

Waseem Ansari

1. Whether speaking/ reasoned	:	Yes / No
2. Whether reportable	:	Yes / No