



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

101

CRM-M No.1367 of 2025
Date of decision: 19.02.2025

GURPREET SINGH

.... Petitioner

Versus**STATE OF PUNJAB**

.... Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. J.S. Moudgil, Advocate for the petitioner.

Ms. Ruchika Sabherwal, Sr. D.A.G., Punjab.

MANISHA BATRA, J. (oral)

1. Prayer in this petition, filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS'), is for grant of anticipatory bail to the petitioner in case FIR No.323 dated 06.11.2024 registered under Sections 109, 333, 126(2), 118(1), 115(2), 191(3), 190 of Bharatiya Nyaya Sanhita, 2023 (for short-BNS), at Police Station Bhawanigarh, District Sangrur.

2. Vide order dated 14.01.2025, passed by this Court, the petitioner was granted interim bail and was directed to join investigation. Order dated 14.01.2025, passed by this Court, reads as under:

“Through the instant petition, prayer is made for grant of anticipatory bail to the petitioner in case arising out of FIR No.323 dated 06.11.2024, under Sections 109, 333, 126(2), 118(1), 115(2), 191(3), 190 of Bharatiya Nyaya Sanhita, 2023, registered at Police Station Bhawanigarh, District Sangrur.



The aforementioned FIR has been registered on the basis of statement got recorded by the complainant Gurjant Singh on 06.11.2024 alleging that on 04.11.2024, his father Karnail Singh had been admitted in hospital. In the evening time, he had gone to his house to bring meal for his father. As soon as he reached there, the accused Gurdit Singh tried to hit his motorcycle. Thereafter, petitioner along with co-accused had entered into his house while having weapons and had opened assault upon him. He sustained injuries as well as grievous injury on head and was rushed to hospital for treatment. An injury has been attributed to the present petitioner by blowing hockey on his right arm. Apprehending his arrest, the petitioner had moved an application for anticipatory bail which was dismissed by learned Additional Sessions Judge, Sangrur vide order dated 20.11.2024.

It is argued by learned counsel for the petitioner that he has been falsely implicated in this case. There is delay of two days in registration of matter before the police. The injury which has been opined to be grievous in nature has not been attributed to him but to his brother i.e. co-accused. He is ready to join the investigation. His custodial interrogation is not required. Therefore, it is urged that he deserves to be extended benefit of pre arrest bail.

Learned State counsel who has advance notice of the petition seeks time to file status report. While arguing it is submitted by learned State counsel that allegation against the



petitioner are serious in nature, therefore, he does not deserve to be extended benefit of pre arrest bail.

Adjourned to 19.02.2025.

In the meantime, the petitioner is directed to appear before the Investigating/Arresting Officer to join investigation within one week or as and when subsequently required thereafter. In the event of his arrest, the Investigating/Arresting Officer shall release the petitioner on interim bail on furnishing personal/surety bonds to his/her satisfaction. The petitioner shall also abide by the conditions as envisaged under Section 482 (2) of Bharatiya Nagarik Suraksha Sanhita (for short BNSS), 2023.”

3. Learned State counsel, on instructions from the Investigating Officer, has submitted that the petitioner has joined investigation and weapons used at the time of occurrence i.e. Hockey has also been recovered from him. His custodial interrogation is not required.

5. Keeping in view the above mentioned facts and circumstances, without commenting on the merits of the case, the present petition is allowed and the order dated 14.01.2025, granting interim bail to the petitioner, is made absolute, subject to compliance of usual terms and conditions requisite for grant of anticipatory bail.

(MANISHA BATRA)
JUDGE

19.02.2025
Jyoti-IV

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