

2025:PHHC:052500



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

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CRM-M-2437-2025

Date of decision: April 24, 2025

SUKHDEV SINGH @ SUKHA

...Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Ashok Giri, Advocate
for the petitioner.

Mr. Amit Rana, Ar. DAG, Punjab
With ASI Kulwinder Singh.

MANJARI NEHRU KAUL, J. (ORAL)

1. The instant petition has been filed by the petitioner under Section 482 of BNSS, 2023 seeking grant of anticipatory bail in case FIR No.140 dated 04.11.2023 under Sections 458/323/324/148/149/382/427/459/325/326/307 of the Indian Penal Code, 1860, registered at Police Station Dera Baba Nanak, District Gurdaspur.

2. After issuing notice of motion on 17.01.2025, the petitioner had been granted interim bail by this Court vide, with direction to join investigation and the relevant part of the order dated 17.01.2025 reads as under:-

“Learned counsel for the petitioner, inter alia, contends that the alleged occurrence took place on 30.10.2023 and the FIR in question came to be registered after four days, wherein no allegations much less by way of a whisper were levelled against the petitioner and instead, only two accused Angrej Singh and Jagtar Singh had been named therein. It has been further



submitted that strangely, after 22 days, a supplementary statement was recorded under Section 161 of the Cr.P.C. by the complainant, wherein although the petitioner was named, however, yet again, no specific injury was attributed to him; 50 days later, another supplementary statement was made by the complainant, wherein for the first time, he attributed injuries to the petitioner with a spade. Learned counsel has asserted that the injuries attributed to the petitioner were opined to be simple in nature.”

3. Learned counsel for the petitioner reiterates that no specific allegation or injury has been levelled against the petitioner. He submits that in compliance of order dated 17.01.2025, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. He, on further instructions, submits that the petitioner is not required for further investigation, much less for their custodial interrogation.

5. In view of the above, the petition is allowed, and interim order dated 17.01.2025 is made absolute, subject to the conditions laid down in Section 438(2) Cr.P.C./482(2) BNSS.

April 24, 2025

Jaspreet Kaur

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned : *Yes/No*

Whether reportable : *Yes/No*