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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-6244-2025 (O&M)
Date of decision: 03.02.2025

Vikram Singh @ Bittu

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

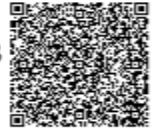
Present: Mr. Rhythem Bajaj, Advocate
for the petitioner.

Mr. Subhash Godara, Addl. A.G., Punjab.

HARPREET SINGH BRAR, J. (ORAL)

1. This petition has been filed under Section 482 of Bharatiya
Nagarik Suraksha Sanhita, 2023 seeking anticipatory bail in case bearing FIR
No.186 dated 14.09.2020 under Sections 458, 324, 323, 506, 148, 149 of the
Indian Penal Code, 1860 (for short 'IPC') (Section 308 of IPC was added
vide rapat No.36 dated 22.10.2024), registered at Police Station Khui Khera,
District Fazilka.

2. Learned counsel for the petitioner, *inter alia*, contends that FIR



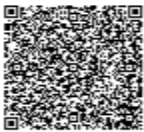
(*supra*) was registered on 14.09.2020 and the petitioner was granted regular bail by learned trial Court vide order dated 05.10.2020 (Annexure P-2) and 04 years thereafter, offence under Section 308 of IPC was added. The petitioner is alleged to have given solitary injury, that too, from the reverse side of *kappa* and even the factual ingredients invoking the provisions of Section 308 of IPC are clearly missing. In the last four years, the petitioner has not misused the concession of regular bail and he is regularly appearing before learned trial Court.

3. *Per contra*, learned State counsel could not controvert the fact that FIR (*supra*) was registered in September, 2020 and the offence under Section 308 of IPC was added in the month of October, 2024 and submits that custodial interrogation of the petitioner is not required.

4. Having heard learned counsel for the parties and after perusing the record of the case with their able assistance, it transpires that the petitioner was granted regular bail by learned trial Court vide order dated 05.10.2020 (Annexure P-2) and as such, his custodial interrogation is not required, merely because the offence is added, that too, after a period of four years and he cannot be subjected to further detention.

5. Keeping in view the aforesaid facts and circumstances of the case, present petition is disposed of. The petitioner is directed to surrender before learned trial Court within a period of two weeks from today and on his

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doing so, he will be admitted to bail on his furnishing bail/surety bonds to the satisfaction of learned trial Court/Illaqa Magistrate/Duty Magistrate concerned.

03.02.2025
vishnu

[HARPREET SINGH BRAR]
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No