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IN THE HIGH COURT OF PUNJAB & HARYANA AT  
CHANDIGARH

CRM-M-6423-2025  
Date of Decision:-24.03.2025

MONU

... PETITIONER

Versus

STATE OF PUNJAB

... RESPONDENT

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr.Charitr Kadyan, Advocate for the petitioner.

Mr. Ankit Grewal, DAG, Punjab.

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SANJIV BERRY, J (ORAL)

By way of the present petition filed under Section 482 of the Bharitiya Nagarik Suraksha Sanhita 2023 (BNSS), the petitioner is praying for anticipatory bail in the following FIR (Annexure P-1) as under:-

| FIR No. | Dated      | Sections                                                    | Police Station                                           |
|---------|------------|-------------------------------------------------------------|----------------------------------------------------------|
| 281     | 23.12.2024 | 109, 125, 194(2), 191(3), 190 of BNS and 25, 27 of Arms Act | Sadar Amritsar, District Police Commissionerate Amritsar |

2. Argument heard.
3. It is, *inter alia* contended by learned counsel for the petitioner that the petitioner is innocent and has been falsely implicated in this case. He contends that the petitioner himself is victim, having sustained multiple injuries in the occurrence, for which cross-version has already been registered. He submits that the allegations of firing shots during the



occurrence are concocted and are without any basis. He contends that the petitioner is ready to join the investigation. Hence prayed for grant of concession of anticipatory bail to the petitioner.

4. *Per contra*, learned State counsel referring to the reply submitted by the State has strongly assailed these arguments by contending that there are specific allegations against the petitioner of actively participating in the occurrence and had fired gunshots from his pistol with an intent to kill the members of the other group. He contends that accused Monu is not having any weapon license in his name and the pistol from which he had fired is yet to be recovered for which custodial interrogation of the petitioner is required. Moreover he further submits that two other criminal cases are also registered against the present petitioner, hence prayed for dismissal of the bail petition.

5. After considering the arguments and perusing the record, it is observed that the instant FIR was registered by the police on information received to the effect that on 22.12.2024 at about 09:30 PM two groups had a fight near Jassi Karyana Store in Main Bazar, Mustafad during which there was firing from both the sides at each other with an intention to kill. The first group consisted of Monu, Sonu and others group consisted of Raja, Shabadpreet Singh and others. In the occurrence Monu had received serious injuries and was admitted to Amandeep Hospital. There was a gunshot fired from the Monu group and the members of the other group also suffered injuries. Statement of Raja Singh from the second group was recorded in which he states that Monu fired two gun shots from his pistol



with an intent to kill them and then the other group members attacked with deadly weapons. Admittedly, the allegations levelled against the petitioner are serious in nature as the petitioner's group armed with pistol and other deadly weapons had fired on the second group with an intention to kill and provoking the members of the other group to attack. The recovery of pistol used in the occurrence is yet to be effected from the petitioner for which custodial interrogation of the petitioner is required. Therefore, considering the serious nature and gravity of offence, it is observed that no case is made out in favour of the petitioner for grant of anticipatory bail at this state, in the present petition, the same is hereby dismissed.

6. Any observation made above shall not be construed as opinion of this Court on the merits of the case.

**(SANJIV BERRY)**  
**JUDGE**

**24.03.2025**

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|-----|----------------------------|--------|
| i)  | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable?        | Yes/No |