

2025:PHHC:044056



212.

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

CRM-M-6526-2025

Date of decision: 01.04.2025

Parveen Singh

.... Petitioner

Versus

State of Punjab and another

.... Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Ms. Ramandeep Kaur, Advocate, for
Mr. Rajesh Kapila, Advocate, for the petitioner.

Mr. Amit Rana, Senior DAG, Punjab.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking anticipatory bail in connection with DDR No.45, dated 20.04.2022 (Annexure P-2), under Sections 452, 307, 323, 506, 34 of IPC and Sections 25, 27, 54, 59 of Arms Act, in FIR No.60, dated 04.04.2022, under Sections 323, 336, 506, 34 of IPC and Sections 25, 27, 54, 59 of Arms Act, Police Station City Tarn Taran, District Tarn Taran, registered on the statement of complainant, Kiranjit Kaur.

2. Learned counsel for the petitioner contends that the petitioner has been falsely implicated in the said DDR (Annexure P-2), which is a cross-version of FIR No.60, dated 04.04.2022, annexed as Annexure P-1, lodged at the instance of the petitioner against Kiranjit Kaur regarding an incident that occurred on 04.04.2022. It has been submitted that there was

an inordinate delay of 15 days in the registration of cross-version by Kiranjit Kaur, which suggests a fabricated attempt to counter the FIR filed against her. Learned counsel for the petitioner further alleges that, in fact, on 03.04.2022, it was the complainant party that attacked the petitioner and others with lethal weapons leading to the registration of FIR (Annexure P-1).

3. Upon issuance of notice, the State has already filed reply dated 18.03.2025 by way of affidavit of Riputapan Singh Sandhu, PPS, Deputy Superintendent of Police, Sub-Division, Tarn Taran, District Tarn Taran, on behalf of respondent No.1, along with the medico legal reports of Kiranjit Kaur and her son Sampat Singh. Learned State counsel contends that the petitioner, in concert with other accused persons, attacked Kiranjit Kaur and her son, Sampat Singh. It is specifically alleged that the petitioner was named in the DDR and was armed with a 12 bore double barrel gun, which he used to fire upon the complainant. As per the MLRs, Kiranjit Kaur sustained multiple pellet injuries, including on her chest, thighs, and legs, while her son, Sampat Singh, suffered firearm injuries on his feet. It has been further asserted that both injured, Kiranjit Kaur and her son, were immediately moved to the hospital, where they received medical treatment, and that the nature and location of the injuries negate any possibility of self-infliction or fabrication. It has been asserted by the learned State counsel that the medical evidence, therefore, prima facie supports the allegations in the DDR.

4. I have heard learned counsel for the parties and perused the material placed on record.

5. Before proceeding further, it would be pertinent to reproduce the allegations levelled in the DDR, which is annexed as Annexure P-2:-

“At about 09:30 PM, it is entered that one memo of statement of Kiranjit Kaur wife of Late Bakhshish Singh son of Tarlok Singh, resident of Near Tanki Mohalla, Police Station City Tarn Taran, aged about 45 years, Mobile Number 95018-73932 was presented and sent by ASI Gajjan Singh 1674/T.T. Incharge Police Post Bust Stand Tarn Taran Police Station City Tarn Taran for lodging rapat through PHG Sukhwinder Singh No.9890 which was received in the police station the contents of which are, " Stated that I am resident of above mentioned address and is housewife. My husband Bakhshish Singh had died about 04 years ago and I have 02 sons and one daughter. My elder son Sampat Singh and younger to him is Jugraj Singh alias Judge. My son Jugraj Singh alias Judge is out of my control and has fallen in bad company and has not come home since 08/09 months. I do not know where he lives. On 03.04.2022, I alongwith my son Sukhwant Singh and daughter Simranjit Kaur were present at home. The time must have been between 10:00 and 10:15 PM. The outer main door of our house, which can be opened from outside by locking it, had not yet been locked from inside. Sukhwinder Singh alias Sonu son of Dara Singh, resident of Muradpur, came to our main gate and raised lalkara to take the judge out and let him have the fun of fighting. The light was on in the courtyard of our house. I came out from the room and saw that he is raising alarm near our gate and in meanwhile, Parveen Singh Fauji son of Sukwinder Singh armed with 12 bore rifle, Sukhwinder

Singh alias Kaka Challi son of Balwinder Singh alias Laddu armed with brick bat, Baljit Singh alias Buttar son of Sohan Singh, Sukhwinder Singh @ Sonu son of Dara Singh, residents of Muradpura opened the gate and entered our house and in meantime, my son Sampat Singh also came in the courtyard and Parveen Singh with an intention to kill fired a shot with his rifle and its pellets hit on my chest and on left thigh and also hit my son Sampat Singh on his right side of right calf, left side of leg, on right leg, left thigh. Sukhwinder Singh alias Kaka Challi gave brick bat blow at my son which hit little finger of his left leg and we both of them fell down on the ground. While I was lying down, Baljit Singh alias Buttar caught hold me from my hairs and dragged me. My son Sampat Singh and daughter Simranjit Kaur raised hue and cry then above mentioned all assailants went away from the spot while giving abuses and threats to us. Then Rishu Khurana son of Bittu arranged a conveyance and got admitted at Civil Hospital Tarn Taran where we are under treatments. Till date, talk of compromise was going on but could not succeed. I have produced photocopy of MLR prepared by the doctor before you. Motive is this that my son Jagraj Singh alias Judge quarreled with them due to that reason, they caused injuries with fire arm and giving beatings. Legal action may kindly be taken against them. Sd/- Kiranjit Kaur, Sd/- Sampat Singh attested Sd/- Gajjan Singh ASI Incharge Police Post Bus Stand Police Station City Tarn Taran dated 20.04.2022.”

6. No doubt there is a delay of 15 days in lodging the DDR, which arises from FIR No.60, dated 04.04.2022 (Annexure P-1), however, the fact remains that Kiranjit Kaur sustained two firearm injuries, including one on her chest, and her son also suffered firearm injury on his leg. The

petitioner has been specifically named in the DDR and the allegations against him are prima facie corroborated by medical evidence. The role attributed to the petitioner, coupled with the nature of the injuries sustained by the complainant, Kiranjit Kaur and her son, prima facie indicates his active involvement in the commission of the offence.

7. Given the gravity of the allegations, the manner in which the offence was committed, and the injuries sustained by the two injured, no justifiable ground is made out to extend the extraordinary concession of anticipatory bail to the petitioner.

8. Present petition stands dismissed accordingly.

9. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(MANJARI NEHRU KAUL)
JUDGE

April 01, 2025
sanjeev

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