



IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

216

CRM-M No.7277 of 2025

Date of decision: 25.03.2025

SUKHPREET SINGH

.... Petitioner

Versus

STATE OF PUNJAB

.... Respondent

**CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA**

Present : Mr. Prabhjot Singh Bedi, Advocate for the petitioner.

Ms. Sakshi Bakshi, AAG, Punjab.

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**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.104 dated 12.09.2024 registered under Sections 115 (1), 118 (1), 126 (2) and 3 (5) of the Bharatiya Nyaya Sanhita, 2023 (For short "BNS") (Section 238 of BNS added later on) at Police Station Division 7, District Police Commissionerate Jalandhar.

2. Vide order dated 07.02.2025, passed by this Court, the petitioner was granted interim bail and was directed to join investigation. Order dated 07.02.2025, passed by this Court, reads as under:

*"The present petition has been filed by the petitioner under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (For short "BNSS") seeking anticipatory bail in case arising out of FIR No.104 dated 12.09.2024 registered under Sections 115 (1), 118 (1), 126 (2) and 3 (5) of the Bharatiya Nyaya Sanhita, 2023 (For short "BNS") at Police Station Division 7, District Police Commissionerate Jalandhar.*



*As per the allegations, on 10.09.2024, the complainant driving the vehicle of his employer Surjit Singh and was going somewhere when the petitioner along with the co-accused came from behind on a scooter stopped the vehicle driven by the complainant and started knocking at the window pane of his vehicle. The complainant opened the window pane and asked the reason and thereafter, one of them started manhandling the complainant and assaulting him. The pillion rider struck a blow with khanda on the forehead of the complainant due to which blood started oozing out and he fell down. The assailants fled away. After registration of FIR, investigation proceedings have been initiated and are underway. The coaccused was arrested and has been extended benefit of regular bail. Apprehending his arrest, the petitioner moved an application for grant anticipatory bail which had been dismissed by the Court of learned Sessions Judge, Jalandhar vide order dated 11.12.2024.*

*It is argued by learned counsel for the petitioner that he has been falsely implicated in this case. Only one simple injury has been sustained by the victim. He is ready to join the investigation. His custodial interrogation is not required. No useful purpose would be served by detaining him in custody. Therefore, it is urged that he deserves to be extended benefit of pre arrest bail.*

*Notice of motion.*

*Ms. Ruchika Sabherwal, Sr. DAG, Punjab who has advance notice of the petition seeks time to file status report.*



*Adjourned to 25.03.2025.*

*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 ad-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 BNSS.”*

3. Status report dated 24.03.2025 filed on behalf of respondent-State is taken on record.

4. Learned State counsel, on instructions from the Investigating Officer, has submitted that Section 238 of the BNS has been added during the investigation. He further submitted the petitioner has joined investigation on 12.02.2025 and he is not required for custodial interrogation.

5. At this stage, on oral request of the learned counsel for the petitioner, Registry is directed to add Section 238 of BNS in the head note as well as prayer clause of the main petition.

6. 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 07.02.2025, 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**

**25.03.2025/ Jyoti-IV**

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