



**214-2 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-7430-2025

Date of decision: 28.02.2025

Harpreet Singh @ Gora

....Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Sandeep Singh, Advocate
for the petitioner.

Mr. Sandeep Kumar, DAG, Punjab.

Mr. Lovepreet Singh Sidhu, Advocate for the complainant.

HARPREET SINGH BRAR, J. (ORAL)

This petition has been filed under Section 482 of Bharatiya
Nagarik Suraksha Sanhita, 2023 seeking anticipatory bail in case bearing FIR
No.377 dated 24.12.2024 (Annexure P-1) under Sections
331(6)/115(2)/190/191(3)/324(4)/351(2)/61(2)/117(2) of BNS registered at
Police Station Sadar District Mansa.

On 11.02.2025, the following order was passed:-

*'The present petition has been filed under Section 482 of
BNSS, 2023 seeking anticipatory bail to the petitioner in a case
bearing FIR No.377 dated 24.12.2024 under Sections 331(6), 115(2),
190, 191(3) 324(4), 351(2), 61(2), 117(2) of BNS, 2023 registered at
Police Station Sadar, Mansa, District Mansa (Annexure P-1).*

*Learned counsel for the petitioner inter alia contends that the
petitioner also suffered grievous hurt at the hands of the complainant
party as discernible from Annexure P-3 dated 23.12.2024. He further
contends that the FIR (supra) was registered on 24.12.2024 and prior
to its registration, the co-accused Jagjivan Singh has lodged an FIR
(Annexure P-2) against son of the complainant. He submits that it is a
case of version and cross-version, however, the jurisdictional police
authorities neither recorded the cross version nor the complainant
explained the injuries on the person of the petitioner. He further
submits that the petitioner is having clean antecedents as he is not
involved in any other case. He submits that the connected case
bearing CRM-M No.5615 of 2025 is pending before this Court for
28.02.2025 and prays that the present case be heard along with the
connected case.*

Notice of motion.

*On the asking of the Court, Mr. Subhash Godara, Addl. A.G.,
Punjab, who is present in Court, accepts notice on behalf of the
respondent-State. In the meantime, keeping in view the law enunciated
by the Hon'ble Supreme Court in **Satender Kumar Antil Vs. CBI***



(2022) 10 SCC 51; Siddharam Satlingappa Mhetre Vs. State of Maharashtra and others 2010 SCC OnLine SC 137; Gurbaksh Singh Sibbia etc. Vs. State of Punjab (1980) 2 SCC 565, Arnesh Kumar Vs. State of Bihar (2014) 8 SCC 273 and Sushila Aggarwal Vs. State of NCT Delhi 2020 (1) RCR (Criminal) 833, at the first instance, the petitioner is directed to appear before the Investigating Officer within two weeks from today and on his doing so or in the event of arrest, the petitioner shall be admitted to interim bail on furnishing of bail/surety bond to the satisfaction of the Investigating/Arresting Officer. The petitioner shall cooperate with the Investigating/Arresting Officer and abide by the conditions as provided under Section 482(2) BNSS, 2023.

If the Investigating/Arresting Officer does not permit the petitioner to join the investigation, the petitioner would appear before the Illaqa Magistrate, who would then summon the Investigating/Arresting Officer and direct him to join the petitioner in investigation, in terms of the order of this Court.

To be heard along with the connected case i.e. on 28.02.2025.

Nothing observed hereinabove shall be construed to be an expression of opinion by this Court lest it may prejudice the trial. The learned trial Court is directed to proceed with the trial on its own merits, strictly in accordance with law.'

Learned State counsel on instructions from ASI Nachatter Singh, at the very outset informs the Court that the petitioner has joined the investigation and his custodial interrogation is not required.

Learned counsel for the complainant submits that the petitioner has been declared as proclaimed person by the learned Judicial Magistrate 1st Class in a complaint case filed by Mahindra and Mahindra Financial Services Limited under Section 138 of the Negotiable Instruments Act.

In view of the statement of learned State counsel, order dated 07.02.2025 is hereby made absolute. The petitioner shall abide by the terms and conditions envisaged under Section 482(2) of BNSS (earlier 438(2) Cr.P.C.).

The petition stands disposed of.

(HARPREET SINGH BRAR)
JUDGE

28.02.2025

Neha

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