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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CRM-M No.9240-2024 (O&M)
Date of Decision: 23.01.2025

Sarbjeeet Singh @ Sarbjit Singh

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU**Present:** Mr. P.K.Madaan, Advocate for the petitioner.

Mr. Kunwarbir Singh, AAG, Punjab.

Ms. Naseem A.Sheikh, Advocate for
Mr. Sarju Puri, Advocate for respondent No.2.

MAHABIR SINGH SINDHU, J.**CRM-13801-2024**

Application under Section 482 of Code of Criminal Procedure, 1973 (for short, 'Cr.P.C.'), for placing on record the true translated copy of complaint dated 26.02.2024 as R-2/1.

For the reasons mentioned in the application, same is allowed as prayed for, subject to all just exceptions. Copy of complaint dated 26.02.2024 (R-2/1) is taken on record.

Registry to tag the same at appropriate place.

Main Case

Present petition has been filed under Section 438 Cr.P.C. for grant of pre-arrest bail to the petitioner in FIR No. 094 dated 13.11.2023 (P-1), under Sections 323, 324, 506 read with Section 34 of Indian Penal Code, 1860 (for short 'IPC') (Sections 325 and 326 of the IPC added later



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on), registered at Police Station Rahon, District SBS Nagar.

2. Allegations are that petitioner along with co-accused caused grievous injuries to complainant by giving *Kirpan* blow.

3. Learned counsel for the petitioner contends that only fist blows and kicks were allegedly given to respondent No.2 and no fire arm injury or injury with sharp edged weapon was inflicted upon him. Further contends that petitioner has been falsely implicated in the present case due to civil litigation pending between the parties.

4. *Per contra*, learned State counsel as well as learned counsel for respondent No.2 have opposed the prayer and submit that petitioner was armed with *Kirpan* and he gave grievous injuries on the hand of respondent No.2.

5. Heard learned counsel for the parties and perused the paperbook.

6. It transpires that petitioner was granted interim protection by this Court wayback on 21.02.2024, but despite that, he is misusing the concession and attacked the father of *de facto* complainant, namely, Manjinder Singh, which is quite evident from the photographs placed on record as well as the averments made in the application.

7. In view of the above, this Court is of the considered opinion that petitioner has misused the interim protection; and as such, there is no option, except to dismiss the petition, at this stage.

8. Ordered accordingly.

9. Investigating Officer shall be at liberty to proceed in accordance with law.

10. Needless to say that interim protection granted on 21.02.2024

and extended from time to time shall come to an end automatically.



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11. Above observations be not construed as an expression of opinion on merits of case, in any manner.

Pending application(s), if any shall also stands disposed off.

23.01.2025 (MAHABIR SINGH SINDHU)
Rajeev (rvs) JUDGE

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