



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

102

CRM-M-7911-2025
DATE OF DECISION: 19.02.2025

RAMANPREET SINGH @ RAMAN SINGH
...PETITIONER

Versus

STATE OF PUNJAB ... RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Kuldip Singh, Advocate for the petitioner(s).

Mr. Jaspal Singh Guru, AAG, Punjab.

Mr. R.K. Kachura, Advocate for the complainant.

SANDEEP MOUDGIL, J (ORAL)

1. Prayer

This petition has been filed under Section 482 of BNSS, 2023 for grant of anticipatory bail to the petitioner in FIR No.112 dated 15.06.2024, for offence under Sections 307, 452, 380, 336, 323, 427, 506, 148, 149 IPC & Section 25, 27 of Arms Act, registered at Police Station Guruharsahai, District Ferozepur.

2. Prosecution story, set up in the present case as per the version in the FIR reads as under :-

'Statement of Hardeep Singh son of Harnam Singh, resident of Rana Panj Garai, aged about 63 years, Mobile No.99146-66063. Stated that I am resident of above said address and engaged in agriculture work. On 14.06.24 at about 8:30 AM, I was conversing with my family in home that suddenly I heard the noise of knocking our house iron gate then I went to



open the gate then Raj Singh son of Kashmir Singh resident of Rana Panj Garai, Bhag Singh son of Kashmir Singh, Chiman Singh son of Kashmir Singh armed with rifle 12 bore, Sukhwinder Singh son of Bhag Singh armed with country made pistol residents of Chak Rau Ke Hithar PS Lakho Ke Behram, Karan Singh @ Maur son of Raj Singh armed with Kaapa, Gurpreet Singh son of Raj Singh armed with kirpan residents of Rana Panj garai, Surjit Singh son of Chiman Singh armed with dang, Amarjit Singh son of Bhag Singh armed with Kaapa residents of Chak Rau Ke, Bittu Singh son of Mahinder Singh armed with kirpan, Mopi Singh son of Bittu Singh armed with Kaapa, Manjit Kaur wife of Bittu Singh armed with gandasi residents of Dule Ke Nathu Wala, Sunita Rani daughter of Raj Singh armed with axe, Surjeet Kaur wife of Raj Singh armed with gandasas residents of Rana Panj Garai, Veero Bai wife of Harbhajan Singh armed with Kaapa, Harbhajan Singh son of Sona Singh armed with Kaapa, residents of Chak Arnian Wala, Amro Bai wife of Chiman Singh armed with kirpan, Harman Singh son of Sukhwinder Singh armed with kirpan, Mahinder Singh son of Kashmir Singh armed with kirpan, Karamjit Singh son of Kala Singh armed with kirpan, Harjinder Singh son of Malkeet Singh armed with Kaapa, Baljinder Singh @ Senti son of Surjeet Singh armed with Kaapa residents of Chak Rau Ke Hithar, Harmesh Singh son of Gurmej Singh armed with 12 bore rifle resident of Atu Wale Jhugge PS Lakho Ke Behram, Sunil Kumar son of Mangal Singh armed with small gandasi resident of Panje Ke Uttar, Raman Singh son of Karnail Singh resident of Gurmukh Singh Wali Dakhli Nau Behram Sher Singh Wala and along with 30-35 unknown persons broke open the iron gate of our house and forcibly entered in our house. Then Raj Singh raised lalkara that you have helped your nephew Harjinder Singh and did not allow us to take our possession on the land of Kaushalya Bai and today we will eliminate all your family.. Then Bhag Singh told his brother Chiman Singh that fire shots on all



his family, let them send to Dharam Raj then Chiman Singh fired from his 12 bore rifle directly towards me with the intention to kill then I smartly get aside then fire hit on the middle finger of my left hand and the finger adjoining to my left hand thumb and some rounds have also hit on door. Then Gurpreet Singh gave kirpan blow with reverse side to me then I raised my left arm for saving myself then kirpan hit on my left arm. Then Karan Singh gave reverse kirpan blow to me. I raised my right arm for saving myself then kirpan blow hit on the elbow joint of my right arm. Then Amarjit Singh gave reverse Kaapa blow to me, I raised my right hand for saving myself then it hit on my ring finger then my nephew Baljinder Singh came forward to save me from them then they also gave injuries to him. All these assailants entered in the rooms of our house and damaged the motorcycle, scooter Aactiva, tractor, AC, fridge, washing machine, cooler, LED lying in our house with kirpans, Kaapas, dangs, axes and thereafter, they forcibly entered in the house of my nephew Harjinder Singh and also stolen AC, CCTV cameras and DCRs from the house and fired air shots with their respective weapons. Those fire also hit on my doors and while leaving they extended life threats fled away from the spot on their motorcycles and cars along with their respective weapons and rest of the families hid and saved themselves. The bone of contention is that the land of my sister-in-law (Bharjai) Kaushalya Bai is adjoining to the house of Raj Singh. Raj Singh and his family are entitling their right on that land. I and my brother Surjeet Singh and my nephew Baljinder Singh son of Sher Singh are helping our sister-in-law (Bharjai). Due to said grudge, above said persons by conspiring with each other fired shots on me and they also gave injuries my nephew Baljinder Singh. They forcibly entered in the houses of my brothers and damaged the articles lying in their houses and family members have saved themselves by hiding themselves being scared from above said persons. My relative Sukhdev Singh arranged the vehicle and got me and my nephew Baljinder



Singh admitted in Civil Hospital, Mamdot where we were under treatment. Appropriate legal action be taken against them. Statement has got been recorded to you, heard which is correct. Sd/ Hardeep Singh. Attested Sd/ Davinder Singh SI PS Guruharsahai.'

3. ***SUBMISSIONS***

ON BEHALF OF THE PETITIONER:

It is contended by the learned counsel for the petitioner that the petitioner has been falsely implicated in the present case by the complainant on the basis of cooked up story which in indeed does not hold any iota of truth. He further contends that no shadow of evidence is reflected in the FIR to show that the petitioner has inflicted any grievous injuries to the complainant as he was found to be empty handed. It is urged by the counsel for the petitioner that there is a delay of one day in the registration of FIR which creates doubt in the truthfulness of the prosecution story wherein the petitioner has only been roped in the instant FIR due to political rivalry and party faction in the village.

Notice of motion

ON BEHALF OF RESPONDENT-STATE:

Learned state counsel accepts notice on behalf of the respondent-state and prays for dismissal of the instant application while submitting that the petitioner along with the co-accused is alleged to have formed an unlawful assembly while being armed with deadly weapons and thereafter forcibly entered into the complainant's house and caused him injuries with the intention to kill. He further submits that there are



categoric allegations against the petitioner that he along with the co accused also damaged the house articles of the complainant and also took CCTV cameras and DVR and thereafter also entered the house of the nephew of the complainant and also damaged his house hold articles. Since, there are specific allegations against the petitioner therefore the state counsel prays for his dismissal of grant of bail.

4. Heard learned counsel for the parties at length and meticulously gone through the record in hand.

5. **ANALYSIS AND CONCLUSION**

Be that as it may, after considering the submissions made herein above and on perusal of the assertions made in the petition as well, this court is of the firm view that custodial interrogation of the petitioner is required particularly in view of the fact that serious overt act has been attributed to the petitioner.

Moreover, it is settled proposition of law that power exercisable under Section 482 BNSS, is somewhat extraordinary in character and it is to be exercised in exceptional cases. In '***State of Andhra Pradesh vs. Vimal Krishna Kundu***', AIR 1997 SC 3589, Apex Court has held that in case of well orchestrated conspiracy, if the accused is equipped with anticipatory bail order before interrogated by police, would greatly harm the investigation and would impede the prospects of unearthing all the ramification involved in the conspiracy.

Although, in the instant case, the petitioner is not shown to be armed with any specific weapon nor any specific injury is attributed to him but since the allegations against the petitioner, include attempt to murder, illegal assembly and property damage added with the fact that



the petitioner has history of criminal litigations therefore by no stretch of imagination this court is inclined to take a lenient view.

Hence, in the light of above stated facts and circumstances, this petition is sans merit and is hereby dismissed.

However is is made clear that the observations made herein above shall have no bearing in the mind of the trial court while adjudicating the matter in accordance with law.

Ordered accordingly.

(SANDEEP MOUDGIL)
JUDGE

19.02.2025
Poonam Negi

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>