



**214-3 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-7913-2025

Date of decision: 28.02.2025

Hardev Singh

....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:-

*'This is the first petition filed under Section 482 of BNSS
seeking grant of anticipatory bail to the petitioner in case bearing FIR
No.377 dated 24.12.2024 for offences punishable 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 District Mansa.*

*Learned counsel for the petitioner inter alia contends that
petitioner has also suffered injuries at the hands of complainant party
as discernible from Annexure P-3 and the co-accused have already
registered one FIR against son of the complainant on 15.12.2024
(Annexure P-2) and it is a case of version and cross-version and the
jurisdictional police authorities neither have recorded statement of the
petitioner in the crossversion case nor any explanation has been given
regarding injuries suffered by the petitioner and his son and the
petitioner is having clean antecedents and similarly situated co-
accused namely Harpreet Singh @ Gora has been granted the
concession of ad interim anticipatory bail by this Court vide order
dated 07.02.2025 passed in CRM-M-7430-2025.*

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 and opposes the prayer for grant of anticipatory bail
to the petitioner.*

Adjourned to 28.02.2025.

To be heard with CRM-M-7430-2025.



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*In the meantime, keeping in view the law enunciated by the Hon'ble Supreme Court in **Arnesh Kumar v. State of Bihar (2014) 8 SCC 273**, **Arnab Manoranjan Goswami v. State of Maharashtra (2021) 2 SCC 427**, **Satender Kumar Antil v. CBI (2022) 10 SCC 51**, **Siddharam Satlingappa Mhetre v. State of Maharashtra & Ors. 2010 SCC OnLine SC 1375** and **Shri Gurbaksh Singh Sibbia V. State of Punjab (1980) 2 SCC 565**, 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) of BNSS.*

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.

Nothing observed hereinabove shall be construed as expression of opinion of this Court on merits of the case and the trial Court shall proceed without being prejudiced by observations of this Court.'

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.

In view of the statement of learned State counsel, order dated 11.02.2025 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