



**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

244

CRM-M-10736-2025

Date of decision :07.03.2025

NANAK LAL

..... PETITIONER

VERSUS

STATE OF PUNJAB

..... RESPONDENT

CORAM : HON'BLE MR. JUSTICE N. S. SHEKHAWAT

Present :- Mr. L.M. Gulati, Advocate with
Mr. Ashwani Kumar Kattar, Advocate
for the petitioner.

Mr. Deepinder Singh Brar, Sr. DAG, Punjab.

N. S. SHEKHAWAT, J. (ORAL)

1. The petitioner had filed the present petition under Section 482 BNSS with a prayer to grant of anticipatory bail to him in GD No.27 dated 06.06.2024, under Sections 326, 323, 324, 34 of IPC registered at Police Station Kamboj District Amritsar in FIR No.0094 dated 24.05.2024, under Sections 452, 323, 324, 148 and 149 of IPC registered at Police Station Kamboj, District Amritsar.

2. A short reply by way of an affidavit of the Deputy Superintendent of Police Sub-Division Attari, Amritsar (Rural) has been filed on behalf of the respondent-State and the same is taken on record.



3. Learned counsel for the petitioner contends that in fact the complainant party was the real aggressor in the present case and had attacked the petitioner and his parents as a consequence Sukhdev Singh and Harjit Kaur, parents of the petitioners were seriously injured in the present case. He further contends that after a delay of 12 days, on the statement made by Om Parkash, a cross version in the shape of GD No.27 dated 06.06.2024 was registered against the petitioner and other accused. He further contends that in fact from a perusal of the medico-legal report Annexure R-1, it is evident that the parents of the petitioner were seriously injured. Still further as per the case of the prosecution, the petitioner had attacked Om Parkash and Palo Kaur, another injured and had caused injuries on the left little finger and finger next to his left little finger of Om Parkash and the said injuries were declared to be grievous in nature. However, the said injuries suffered by Om parkash were on non-vital parts of the body.

4. On the other hand, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner on the ground that serious allegations have been leveled against the present petitioner.

5. I have heard the learned counsel for the parties and perused the record.



CRM-M-10736-2025

6. At this stage, it is apparent that two persons namely Sukhdev Singh and Harjit Kaur i.e. the parents of the petitioner were seriously injured in the present case and had suffered more injuries than the complainant side. Even Sukhdev Singh, father of the petitioner had got the FIR registered prior to the recording of the cross version. Thus, the question of aggressor is yet to be adjudicated by the trial Court and the custodial interrogation of the petitioner may not be required at this stage.

7. Thus, without commenting any further, the petition is allowed and the petitioner is granted concession of anticipatory bail, subject to the conditions as provided under Sections 482 (2) of B.N.S.S. It will be open for the Investigating Officer to call the petitioner to join the investigation, if so required, by issuing a written notice in this regard and they shall abide by the conditions mentioned in Section 482 (2) of B.N.S.S.

(N. S. SHEKHAWAT)
JUDGE

07.03.2025
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Whether speaking/reasoned :	Yes
Whether Reportable :	No