



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

205

CRM-M-11797-2025(O&M)
Date of Decision: 25.04.2025

BALJIT SINGH ALIAS MANI ...Petitioner
VERSUS
STATE OF PUNJAB AND ANOTHERRespondent

CORAM : HON’BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. Shivam Grover, Advocate for the petitioner.
Ms Sakshi Bakshi, AAG, Punjab.

MANISHA BATRA, J. (Oral)

The present petition has been filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking anticipatory bail in FIR mentioned below:-

FIR No.	Dated	Police Station	Sections
02	03.01.2025	Bilga, District Jalandhar Rural, Punjab	115(2), 118(1), 117(2), 118(2), 191(3), 190 of BNS, 2023

2. Vide order dated 03.03.2025 passed by this Court, the petitioner was ordered to be released on interim bail and was directed to join investigation.
3. Learned State counsel has filed status report. The same is taken on record and be tagged at the appropriate place. Report reveals that the petitioner has joined the investigation on 20.03.2025. Learned State counsel also submitted that the weapon used by the petitioner in the commission of



offence has not been recovered. Therefore, his further custodial interrogation is required.

4. In the considered opinion of this Court in the given circumstances, non-recovery of alleged weapons cannot itself be a ground to deny the benefit of pre-arrest bail to the petitioner. As such, the petition deserves to be allowed, the pretrial incarceration of the petitioner is not required. Accordingly, the present petition is allowed and the order dated 03.03.2025 granting interim bail to the petitioner, is made absolute, subject to compliance of usual terms and conditions requisite for grant of anticipatory bail.

5. It is also made clear that any observation made herein shall not be treated as an expression of opinion on the merits of the case.

25.04.2025
Deepak Patwal

(MANISHA BATRA)
JUDGE

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| 1. | <i>Whether speaking/reasoned</i> | <i>Yes/No</i> |
| 2. | <i>Whether reportable</i> | <i>Yes/No</i> |