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

CRM-M-12292-2025

Date of Decision: 03.04.2025

Simranjit Singh alias Manu

...Petitioner

vs.

State of Punjab

...Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Nitin Narula, Advocate
for the petitioner.

Mr.M.S.Bajwa, Deputy Advocate General, Punjab.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the instant petition under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 with a prayer to grant regular bail to him in case FIR No.0200 dated 29.12.2024 registered under Sections 304, 115(2), 351(2), 3(5) of BNS, 2023 (Sections 317(2), 309, 188(1), 238 of BNS, 2023 added later on) at Police Station Cantonment, District Police Commissionerate Amritsar.

2. The FIR in the present case was registered on the basis of the statement made by Jagpreet Singh @ Jaggi, son of Sewa Singh and the same has been reproduced below:-

“Statement of Jagpreet Singh @ Jaggi son of Sewa Singh resident of 521 Gali Desa Singh Wali, Kot Khalsa Amritsar aged about 34 years stated that I am the resident of the said address and I am driving an auto rickshaw. Yesterday at around 9 o'clock in the night I was coming from Putlighar Chowk towards Balmik Murti, in the meantime four young person gave me hand on



the way a little further from Pultighar Chowk and I stopped my auto and the four told me that they were go to Nut-Peer Chowk, Court Road. I made them sit in my auto rickshaw, then on the way they told me that their houses were in Railway Quarters A-Block and we be dropped at Railway Quarters and we would pay Rs. 100/- for that. After crossing Saint Francis School, I turned my auto rickshaw towards A-Block Railway Quarters, when my auto covered some distance they told me to stop the auto rickshaw as they want to be dropped here. When I stopped my auto rickshaw they all came down from the auto rickshaw, then one boy engulfed me and the second boy caught my right arm and twisted the same and the third boy took out datar from his backside and he threatened me to handover whatever I was having in my possession. When I refused to that, they all started beating me, in the meantime the person holding the datar gave me datar blow which hit on my chin, he gave another blow with datar on me, in order to rescue I raised my hand which hit me on the thumb of my left hand, I was bleeding profusely and the fourth boy forcibly took out mobile phone maker OPPO A18 color black bearing No. 7837287736 Airtel from my pocket and the other boy who twisted my arm took out Rs.450/- from the pocket of my pant, the person who took out the mobile phone from my pocket was being called as Paras, while the person who gave me datar blows was being called as Sanju. Thereafter all the for persons ran towards Gwal Mandi after giving me threats of life, I can identify the persons in case they are brought before me. Then I along with my known ones took a docket from the Police Station and got my medical conducted from the Civil Hospital Amritsar and went back home. I was very scared yesterday due to which I could not get my statements recorded. Today I have recorded my statements to you. Action be taken against them. Statements have been recorded, heard and are correct. Sd/- Jagpreet Singh.”



3. Learned counsel for the petitioner contends that the petitioner was not named initially in the FIR nor there is any averment, which even established his identity in any manner. As per prosecution, Paras, co-accused was arrested during the course of investigation, who named the petitioner as one of the additional accused in the present case and on the strength of the disclosure statement, the petitioner was also arrested on 29.12.2024. Learned counsel next contends that the complainant was medico legally examined and it has been found that all the injuries suffered by the complainant were simple in nature and he has been discharged from the hospital. After completion of investigation, challan has been presented against the petitioner before the Court and the custody of the petitioner will not serve any meaningful purpose.

4. On the other hand, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner on the ground that one more case i.e. FIR No.136 dated 14.09.2019 under Sections 323, 324, 326, 148, 149 of IPC was ordered to be registered against the present petitioner at Police Station Cantonment, Amritsar.

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

6. The petitioner is in custody since last more than 03 months and the final report under Section 173 Cr.P.C. has been presented against him. Even the injuries suffered by the injured in the present case were simple in nature and the injured has been discharged long ago. Since no witness has been examined in the present case, the trial is not likely to conclude soon.



7. Without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate, concerned.

03.04.2025
hemlata

(N.S.SHEKHAWAT)
JUDGE

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