

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

216

CRM-M-19715-2025
Date of decision: 16.07.2025

SHAMSHER SINGHPetitioner

Versus

STATE OF PUNJAB ...Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present : Mr. Anurag Chopra, Advocate for the petitioner.
Mr. Manjinder Singh Bhullar, DAG, Punjab.

SANJAY VASHISTH. J.(Oral)

1. Prayer in this petition, filed under Section 482 of the BNSS, 2023 (earlier Section 438 Cr.P.C.), is for grant of anticipatory bail to the petitioner, who has been booked in a criminal case arising out of First Information Report, as detailed hereunder:-

Name of Petitioner (s)	FIR No.	Date	Section(s)	Police Station	District
SHAMSHER SINGH	21	07.03.2024	324, 506, 148, 149 of IPC and Section 326 IPC was added later on vide DDR No.15 dated 18.04.2024	Jhabal	Tarn Taran

2. On 08.04.2025, following order was passed:-
“Prayer in this petition, filed under Section 482 of the BNSS, 2023, is for grant of anticipatory bail to the petitioner, who has been booked in a criminal case arising out of First Information Report, as detailed hereunder:

Name of Petitioner (s)	FIR No.	Date	Section(s)	Police Station	District
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SHAMSHER SINGH	21	07.03.2024	324, 506, 148, 149 of IPC and Section 326 IPC was added later on vide DDR No.15 dated 18.04.2024	Jhabal	Tarn Taran
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2. Learned counsel for the petitioner, inter alia, contends that involvement of the petitioner is yet to be ascertained after leading evidence before learned trial Court by the prosecution. Counsel also submits that the only allegation attributed to the petitioner is catching hold of the complainant, however, main injury i.e. spadeblow on the right side of the back of the head, has been attributed to one Nishan Singh, who has already been arrested. Thus, submits that once there is no allegation of being armed at the time of incident and nothing is to be recovered from the petitioner, counsel prays for considering the plea of anticipatory bail.
3. Notice of motion.
4. On advance notice, learned State counsel puts in appearance on behalf of the respondent – State, and seeks some time to respond to the submissions addressed by learned counsel opposite, after seeking instructions. And, in case of necessity, to file status report.
5. Adjourned to 26.05.2025
6. In the meanwhile, the petitioner is directed to join the investigation as and when required to do so by the Investigating Agency. In the event of his arrest, the petitioner shall be released on ad-interim bail, subject to his furnishing bail bonds to the satisfaction of the Arresting Officer. The petitioner shall also be abide by all the conditions laid down under Section 482(2) of BNSS, 2023 (earlier Section 438(2) Cr.P.C.).
7. Besides, it is directed that petitioner would hand over his passport to the Investigating Agency or to Court concerned, if he possesses. Otherwise, would submit an affidavit, disclosing the fact that he does not possess any passport. It is also directed that before leaving country any time during trial, petitioner would seek prior permission of the Court.”

3. Learned counsel for the petitioner contends that in compliance of the order dated 08.04.2025, passed by this Court, the petitioner has joined the investigation, and has fully co-operated. Thus, prays for allowing the petition by making the order dated 08.04.2025 absolute.



4. Learned State counsel on instructions from official respondent, confirms the said averment and submits that the custodial interrogation of the petitioner would not be required now for the purpose of investigation.

5. Heard learned counsel for the parties.

6. Since the petitioner has joined the investigation, custodial interrogation is no more required, present petition is allowed and ad-interim order dated 08.04.2025, passed by this Court is hereby made absolute.

However, petitioner shall continue to join the investigation as and when required to do so and abide by all the terms and conditions laid down under Section 482(2) of BNSS, 2023.

7. Accordingly, petition stands disposed of.

(SANJAY VASHISTH)
JUDGE

16.07.2025
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Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No