



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

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**CRM-M No.20072 of 2025
Date of decision: 15.05.2025**

DILBAGH SINGH AND ANOTHER**.... Petitioners****Versus****STATE OF PUNJAB****.... Respondent****CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA**

Present : Mr. Himanshu Rajput, Advocate for the petitioners.

Ms. Sakshi Bakshi, AAG, Punjab.

MANISHA BATRA, J. (oral)

1. Prayer in this petition, filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS'), is for grant of anticipatory bail to the petitioners in case FIR No.132 dated 11.11.2024, under Section 21 of the Mines and Minerals (Regulation of Development) Act, 1957 and Section 303(2) of BNS, 2023, registered at Police Station Koom Kalan, District Police Commissionerate, Ludhiana.

2. Vide order dated 09.04.2025, passed by this Court, the petitioner s were granted interim bail and were directed to join investigation. Order dated 09.04.2025, passed by this Court, reads as under:

“Through the instant petition, filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS'), the petitioners seek grant of anticipatory bail in case arising out of FIR No.147 dated 23.07.2024, registered under Sections 118(2),

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117(2), 115(2), 351(2), 191(3), 190 of Bharatiya Nyaya Sanhita, 2023 at Police Station Ajnala, Amritsar.

The aforementioned FIR has been registered on the basis of statement got recorded by complainant Sonu Singh on 23.07.2024 alleging therein that on 05.07.2024, he was going towards his house when the present petitioner along with co-accused intercepted him. The co-accused were armed with weapons. The petitioner Dilbagh Singh raised a lalkara whereas the petitioner no.2 Joga Singh and the co-accused who were armed with weapons had opened an assault upon the complainant and had caused injuries. The petitioner no.2 struck a blow with stick on left elbow of the complainant. After registration of FIR, investigation proceedings have been initiated and are underway. Apprehending their arrest, the petitioners had moved an application for grant of anticipatory bail before the Court of learned Additional Sessions Judge, Amritsar but the same had been dismissed, vide order dated 04.09.2024.

It is argued by learned counsel for the petitioners that they have been falsely implicated in this case. No specific overt act has been attributed to them. There is no allegation that they had attributed any injury to the complainant. There is delay of 18 days in reporting the matter to the police. It is a case of version and cross version as both parties have levelled allegations against each other and DDR No.17 has been registered in this regard.



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They are ready to join the investigation. Their custodial interrogation is not required. No recovery is to be effected from them. It is, therefore, urged that the petition deserves to be allowed. With regard to the petitioner no.2 Joga Singh, it has been argued that he is alleged to have inflicted a simple injuries on the person of the complainant.

Notice of motion.

Learned Senior Deputy Advocate General, Punjab who has advance notice of the petition seeks time to argue the case.

Adjourned to 15.05.2025.

In the meantime, the petitioners are directed to appear before the Investigating/Arresting Officer to join investigation within one week or as and when subsequently required thereafter. In the event of their arrest, the Investigating/Arresting Officer shall release the petitioner on ad-interim bail subject to his/her satisfaction. The petitioner shall also abide by the conditions as envisaged under Section 482(2) of BNSS, 2023.

It would, however, be open to the learned Senior Deputy Advocate General, Punjab to file a reply indicating the involvement of the petitioner and all aspects would be considered at the time of final adjudication of the matter.”

3. Status report dated 14.05.2025 filed on behalf of respondent-State is taken on record.



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4. Learned State counsel, on instructions from the Investigating Officer, has submitted that the petitioners have joined investigation on 13.04.2025 and they are not required for custodial interrogation.
5. Keeping in view the above mentioned facts and circumstances, without commenting on the merits of the case, the present petition is allowed and the order dated 09.04.2025, granting interim bail to the petitioners, is made absolute, subject to compliance of usual terms and conditions requisite for grant of anticipatory bail.

15.05.2025
Jyoti-IV

(MANISHA BATRA)
JUDGE

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