



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-26195-2025

Reserved on: 31st July, 2025

Pronounced on: 6th August, 2025

Gurjit Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. Rahul Bhargava, Advocate for the petitioner.

Mr. Vivek Sharma, Assistant Advocate General, Punjab.

MANISHA BATRA, J :-

The present petition has been filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') by the petitioner seeking grant of regular bail in case bearing FIR No. 126 dated 29.05.2024 registered under Sections 323, 341, 148 and 149 of IPC (Section 307 of IPC added later on) at Police Station Jandiala, District Amritsar Rural.

2. As per the allegations, on 27.05.2024, the complainant Sukhmanpreet, along with his father Gulwinder Singh was going towards his house when the petitioner, along with the co-accused intercepted them. The accused Tejinder Singh made an exhortation to catch the complainant and his father and to not to spare them. Accused Sucha Singh grabbed the father of the complainant, whereas, the petitioner struck a blow with an iron punch on the head of his father. Accused Gurpreet Singh caused injuries with a



wooden stick and then by giving blows with an iron punch. Accused Updesh Singh pulled his hair. Accused Gurjeet Singh caused injuries to the complainant as well. Clamour raised by the complainant attracted Sandeep Singh and others, who rushed for their rescue and then the assailants fled. The injured were taken to hospital. The motive as attributed to the assailants was an old land dispute. Initially a case under Sections 148,323 and 341 read with Section 149 of IPC was registered. Investigation proceedings were initiated. During investigation, offence under Section 307 of IPC was added on the basis of medical opinion that injuries caused upon the victim Balwinder Singh are dangerous to life. The petitioner was arrested on 18-03-2025. The weapon of offence was recovered from him. Co-accused were also arrested. Investigation now stands completed.

3. It is argued by learned counsel for the petitioner that he has been falsely implicated in this case. He is in custody since 18-03-2025. Petitioner does not have any criminal antecedents. It is a case of version and cross version. He was not an aggressor. The trial will take considerable time to conclude. His further incarceration would not serve any useful purpose. Therefore, it is argued that the petition deserves to be allowed.

4. Status report has been filed. It is argued by learned State counsel that keeping in view the gravity of the allegations as leveled against the petitioner, he does not deserve to be extended benefit of regular bail.

5. I have heard learned counsel for the parties at considerable length and have gone through the record carefully.

6. The petitioner is alleged to have formed membership of an unlawful assembly with the co-accused and in prosecution of common



object thereof, is alleged to have caused simple as well as grievous injuries to the victims. Injuries sustained by victim Gulwinder Singh was opined to be dangerous in nature. He is in custody since 18-03-2025. Investigation stands completed. Custodial interrogation of the petitioner is not required. Trial will take time since no witness has been examined so far. The petitioner does not have any criminal antecedents. It is well settled proposition of law that bail is the rule and jail is an exception. Keeping in view the above discussed facts but without meaning to make any comment on the merits of the case, I am of the considered opinion that the petition deserves to be allowed. Hence, the same is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal/surety bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

7. Since the main petition has been allowed, pending application, if any, is rendered infructuous.

[MANISHA BATRA]
JUDGE

6th August, 2025

Parveen Sharma

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