

2025:PHHC:105894



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

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CRM-M-34036-2025 (O&M)
Date of decision: 11.08.2025

SHAM LAL AND ANOTHER

..PETITIONERS

VS.

STATE OF PUNJAB & ANR.

..RESPONDENTS

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. J.P. Johal, Advocate for the petitioner.

Mr. Ramta Chowdhary, DAG, Punjab.

Mr. Manjinder Singh Saini, Advocate
for the complainant.

MANISHA BATRA, J. (ORAL)
CRM-25893-2025

Learned counsel for the complainant submits that he does
want to press his application and joined investigation in pursuance of
order dated 03.07.2025.

Disposed of accordingly.

Main Case

1. The present petition has been filed by the petitioners for
grant of anticipatory bail in case FIR No.71 dated 18.04.2025,
registered under Sections 110, 126(2), 115(2), 351(2), 3(5) BNS, 2023
at Police Station Sadar Hoshiarpur, District Hoshiarpur.

2. Vide order dated 03.07.2025, passed by this Court, the petitioners were granted interim bail and directed to join investigation.

3. Learned State counsel on instructions from ASI Gurnam Singh has submitted that the petitioner has joined investigation and his custodial interrogation is not required. Learned State counsel has also placed on record copy of G.D. No.038 dated 08.07.2025 offences punishable under Sections 110, 126(2), 115(2), 351(2), 3(5) BNS, Police Station Sadar Hoshiarpur, on the basis of which the offence under Section 110 BNS has been deleted from the present FIR and rest of the offences are bailable in any as such CRM bearing No.25893 of 2025 has filed by the complainant has also become infructuous.

4. Given the nature of the allegations and in view of the submission as made by learned State counsel, this Court is of the considered opinion that pre-trial incarceration of the petitioner is not required. As such, a case is made out for grant of anticipatory bail to the petitioner. Accordingly, the present petition is allowed and order dated 03.07.2025, granting interim bail to the petitioner, is made absolute, subject to the conditions laid down in Section 482(2) of Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023 (analogous to Section 438(2) of the Code of Criminal Procedure).

August 11, 2025
Poonam Sharma

(MANISHA BATRA)
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No