



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

104

CRM-M-38962-2025

Date of decision: 23.07.2025

RESHAM SINGH

...Petitioner

VERSUS

STATE OF PUNJAB

...Respondent

CORAM : HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Sandeep Kumar Bokolia, Advocate
for the petitioner.

Mr. Jastej Singh, Addl. AG, Punjab.

SANDEEP MOUDGIL, J.(ORAL)

1. Prayer

This petition has been filed under Section 482 BNSS, 2023 for grant of anticipatory bail to the petitioner in DDR No.31 dated 22.08.2023 under Section 458, 323, 427, 148, 149 of IPC with Section 325 IPC (later on added Section 326 of IPC) in FIR No.152 dated 21.08.2023 under Sections 458, 323, 427, 148, 149 of IPC, registered at Police Station Sadar Faridkot, District Faridkot.

2. Contentions

On behalf of the petitioner

Learned counsel for the petitioner has argued that the petitioner has been falsely implicated in the present case with the allegations that on 20.08.2023, Lakhwinder Singh @ Lakha, Harinder Singh @ Binda, Soni Singh, Jinda Singh @ Baba, Satwinder Singh @ Satta, Shinda Singh & Gursahib Singh (FIR Annexure P-1) along with 2-3 unknown persons



forcefully entered the house of the complainant – Tej Kaur and caused multiple injuries with their weapons. Learned counsel submits that a cross-version was recorded by the police vide DDR No.31 (Annexure P-2) dated 22.08.2023 wherein the complainant-Jaswinder Singh alleged that on 20.08.2023, Waheguru Singh, Kala Singh, Manmohan Singh @ Happy, Amritpal Singh, Charat Singh, Bhinda Singh, Gopi, Resham Singh (present petitioner), Shamsher Singh and Kashmira Singh armed with weapons forcefully entered the house of the complainant and caused injuries on him and his companions. Learned counsel further submits on the basis of General Diary No.31 dated 22.08.2023 registered at Police Station Sadar Faridkot wherein it has been categorically recorded that Resham Singh S/o Chand Singh – the present petitioner was empty handed and has not been attributed any injury. It is merely only for the purpose of nominating him as an accused in the FIR added his name in the list of accused persons.

Learned counsel for the petitioner undertakes that the petitioner is ready and willing to join the investigation and cooperate with the investigating officer.

Notice of motion.

On behalf of the State

Mr. Jastej Singh, Addl. AG, Punjab appearing on advance notice on instructions from Investigating officer vehemently opposes the prayer for grant of concession of anticipatory bail by referring to the later part of the said General Diary details who assert that injury No.2 has been caused by the petitioner with stick and the said injury has been declared blunt and simple in nature. He would further clarify that the said injury has



been inflicted on finger of the left hand and seeks his custodial interrogation in the present FIR.

3. **Analysis**

When countered by the Court, there is no corroborating material which could be referred to by the State counsel to stay affirmed in the arguments put forth qua Injury No.2 being caused by the present petitioner.

Having found no reasons to decline the instant petition in the light of examination of submissions as observed hereinabove, no specific role is coming forth qua the alleged injury caused by the petitioner in any manner whatsoever and State has failed to make out the case against the petitioner as to why his custodial interrogation is required. Hence, this Court finds no reason to deny the petitioner the concession of anticipatory bail, wherein the petitioner has bona fide intentions and is willing to join the investigation and cooperate for furtherance of the same so that the final report can be submitted by the Investigating Agency within the stipulated time period.

4. **Relief**

Hence, in view of the admitted set of circumstances before this Court, the petitioner is hereby directed to be released on anticipatory bail subject to him joining investigation and reporting to the Investigating Officer concerned within a period of one week from today, on furnishing of personal/surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the terms and conditions as envisaged under Section 482(2) of BNSS of which are reproduced below :-

‘When the High Court or the Court of Session makes a direction under sub-section (1), it may include such conditions in such directions in the light of the facts of the particular case, as it may think fit, including-



- (i) a condition that the person shall make himself available for interrogation by a police officer as and when required;*
- (ii) a condition that the person shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;*
- (iii) a condition that the person shall not leave India without the previous permission of the Court;*
- (iv) such other condition as may be imposed under sub-section (3) of section 480, as if the bail were granted under that section.'*

However, it is made clear that in case the petitioner does not comply with the aforesaid direction of joining the investigation within one week, the order passed by this Court today shall automatically stand cancelled.

The petition in the aforesaid terms stand allowed.

(SANDEEP MOUDGIL)
JUDGE

23.07.2025

Nisha Yadav

Whether reasoned/speaking?

Yes/No

Whether reportable?

Yes/No