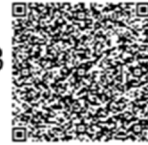


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**IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH**

CRM-M-38727-2025 (O&M)

Reserved on : 02.09.2025

Pronounced on : 10.09.2025

Davinder Singh @ Daivi**...Petitioner****Versus****State of Punjab****...Respondent****CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA**

Present:- Mr. Pardeep Goyal, Advocate and
Ms. Manvi Singla, Advocate
for the petitioner.

Mr. Roshandeep Singh, AAG, Punjab.

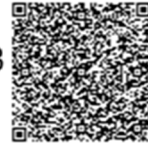
Mr. Jasinder Singh Sekhon, Advocate
for the complainant.

MANISHA BATRA, J.

1. Prayer in this petition, filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, is for grant of regular bail to the petitioner in case bearing FIR No. 79 dated 13.04.2025, registered under Sections 109, 118(1) and 3(5) of BNS, 2023 (Section 118(2) of BNS, 2023 added later on) at Police Station Model Town, Hoshiarpur, District Hoshiarpur.

2. The aforementioned FIR was registered on the statement recorded by complainant Amritpal Kaur on 13.04.2024 alleging that on the same day, a *Langar* was organized in village Dagana Kalan by the villagers. Her husband Gurdev Singh had served the *Langar*. At about 2:30 PM, when he was taking rest in the verandah of *Dera*, wherein *Langar* was being served, the petitioner reached there in a car accompanied by the co-accused. He alighted from the car along with his companions, who were armed with

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weapons and started an altercation with her husband. Then co-accused opened an assault upon him and started causing injuries to him with their respective weapons. The petitioner took a *Khanda* from co-accused Sajjan Singh and struck blows with the same on the husband of the complainant, thereby injuring his left thigh. He had fallen on ground. She raised clamour and then the assailant fled away. Her husband was shifted to hospital in serious condition. After registration of the FIR, investigation proceedings were initiated. Offence under Section 118(2) of BNS was added on 17.04.2025. The petitioner along with the co-accused was arrested on 13.04.2025 itself. Investigation now stands completed.

3. It is argued by learned counsel for the petitioner that he has been falsely implicated in this case. The injury, which has been attributed to him on the person of the victim, is on non-vital part of the body. Challan has been presented. Trial will take long time to conclude. The injuries attributed to him have not been declared to be grievous or dangerous to life. He was not even present at the time when the quarrel had taken place and this fact was evident from the CCTV footage obtained by the police. His further incarceration would not serve any useful purpose. He has clean antecedents. It is, therefore, urged that he deserves to be released on bail.

4. Status report has been filed by the respondent-State. Learned State counsel, assisted by learned counsel for the complainant, has argued that the allegations against the petitioner are serious in nature. The material witnesses are yet to be examined. There are chances of the petitioner's intimidating the witnesses, if released on bail. Hence, It is urged that the petition does not deserve to be allowed.

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5. I have heard learned counsel for the parties at considerable length and have also gone through the record carefully.
6. The petitioner along with co-accused is alleged to have voluntarily caused simple as well as grievous injuries to the victim with an intent to cause his death. The injury that has been attributed to him has been opined to be simple in nature. The petitioner is in custody since 13.04.2025. Trial would obviously take considerable time to conclude since no prosecution witness has been examined so far. Keeping in view the nature of the allegations levelled against the petitioner, the part specifically attributed to him, the period spent by him in custody as well as the attendant facts and circumstances, I am of the considered opinion that no useful purpose would be served by keeping the petitioner in custody anymore. Accordingly, the present petition is allowed. The petitioner is ordered to be released on regular bail, subject to his furnishing personal/surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned. However, it will be open for the prosecution to apply for cancellation of bail in case the petitioner is found involved in any other subsequent case.
7. It is made clear that any observation made herein above is only for the purpose of deciding the present petition and the same shall have no bearing on the merits of the case.

10.09.2025
Waseem Ansari

(MANISHA BATRA)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>