



CRM-M-41653-2025

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

CRM-M-41653-2025

Date of Decision: 29.09.2025

KULWINDER SINGH @ GHUKKAR

..... Petitioner

*Versus***STATE OF PUNJAB**

..... Respondent

CORAM: HON'BLE MR. JUSTICE YASHVIR SINGH RATHOR

Present : Mr. Manpreet Singh Dhaliwal, Advocate
for the petitioner.

Mr. Gorav Kathuria, DAG Punjab.

Mr. Liaquat Ali, Advocate
for the complainant.

YASHVIR SINGH RATHOR, J. (Oral)

1. Prayer in this petition under Section 482 of Bhartiya Nagarik Suraksha Sanhita, 2023 is for grant of anticipatory bail in case FIR No.76, dated 18.07.2025, registered at Police Station Mehna, District Moga (Annexure P-1), under Sections 115(2), 351(3) and 126(2) of BNS, 2023 and Sections 25 and 27 of Arms Act, 1959.

2. On 28.08.2025, the following order was passed:-

“1. Prayer in this petition under Section 482 of BNSS, 2023 is for grant of anticipatory bail in case FIR No.76, dated 18.07.2025, registered at Police Station Mehna, District Moga (Annexure P-1), under Sections 115(2), 351(3) and 126(2) of BNS, 2023 and Sections 25 and 27 of Arms Act, 1959.

2. Upon notice, the State counsel as well as learned counsel for the complainant have appeared and have opposed the bail. Both the parties have been heard and material placed on the file has been perused.



3. *As per the allegations in the FIR lodged by the Surender Singh that on 13.07.2025 at about 5:35 P.M, he was present in front of Panchayat Ghar alongwith others and in the meantime, petitioners came in a car alongwith 14-15 persons with muffled faces who were travelling on motor cycles. All of them were armed with sharp edged weapons while Mangal Singh was armed with a 315 bore rifle and he exhorted them and pointed his rifle at the face of the complainant. He caused him beatings and thereafter, they went away while threatening to kill him.*

4. *Learned counsel for the petitioner argued that petitioners have been falsely implicated in the present case. No such incident had taken place. Learned Trial Court while dismissing the bail application had observed that they are involved in 9 more cases but they have already been acquitted in all the cases and no case is pending against them and this fact has also been admitted by learned State counsel. Learned counsel further contended that petitioners are ready to join the investigation and to abide by the conditions that may be imposed by the Court and benefit of anticipatory bail be extended in their favour.*

5. *On the other hand, learned State counsel assisted by learned counsel for the complainant argued that petitioners have committed a heinous offence and weapon of offence is yet to be recovered and their custodial interrogation is essential and they do not deserve the concession of anticipatory bail.*

6. *Adjourned to 29.09.2025 for filing status report. Meanwhile, the petitioners are directed to join the investigation and in the event of their arrest, they shall be admitted to ad-interim bail on furnishing bail bonds to the satisfaction of the Arresting/Investigating Officer. However, the petitioners shall abide by the terms and conditions as envisaged under Section 482(2) BNSS/438(2) Cr.P.C.*

7. *A photocopy of this order be placed on the connected case file.”*

3. Today, on instructions from Investigating Officer, learned State counsel has informed this Court that the petitioner has joined the investigation, in compliance of the order dated 28.08.2025 and is no longer required for further investigation.

4. In view of the aforesaid, the order dated 28.08.2025, whereby the petitioner was granted interim anticipatory bail, is hereby made absolute. However, he shall continue to join investigation, if and so required by the Investigating Officer.

5. Disposed of.

6. Pending misc application (s), if any, shall also stand disposed of.

(YASHVIR SINGH RATHOR)
JUDGE

29.09.2025
Ali

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No