



CRM-M-44100-2025

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

217/2

CRM-M-44100-2025
Decided on: 19.11.2025

Sukhwinder Singh @ Sukhwinder Singh Sarpanch and another

.....Petitioners

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. P.K.S. Phoolka, Advocate
for the petitioners.

Mr. Vinay Malhotra, DAG, Punjab.

SANJAY VASHISTH, J. (ORAL)

1. Prayer in this petition, filed under Section 482 of the BNSS, 2023 (earlier Section 438 Cr.P.C.), is for grant of anticipatory bail to the petitioner, who has been booked in a criminal case arising out of FIR No.76 dated 14.07.2025, under Sections 115(2), 117(4), 126(2), 351(2), 191(2), 190 of BNS at PS Sadar Rajpura, District Patiala.

2. The dispute is apparently amongst the thickly related family members. In the instant case, FIR has been registered by Kamninder Singh, who is son of petitioner No. 2–Nirmal Singh and nephew of petitioner No.1–Sukhwinder Singh.

3. Learned counsel for the petitioners argues that infact all the family members including parents, brothers, cousin brothers, uncles (Chacha/Taya), real brothers and bhabhies etc. have been made accused in the FIR.

4. Considering the circumstances in its entirety, recording of the



contentions with regard to the injuries attributed on 26.08.2025, Coordinate Bench of this Court while granting interim bail to petitioner No. 2 only, recorded its order as under:-

“Present petition has been filed under Section 482 of BNSS, 2023 for grant of anticipatory bail to the petitioners in case FIR No.76, dated 14.07.2025, under Sections 109, 115(2), 117(4), 126(2), 351(2), 191(2), 190 of BNS, registered at Police Station Sadar Rajpura, District Patiala, Punjab.

Learned counsel for the petitioner has inter alia contended that the petitioner have been falsely implicated in the present case due to land dispute between the parties. Civil litigation is already pending between the parties. There is a delay of 4 days in lodging of the present FIR. He has further contended that no specific injury has been attributed to Nirmal Singh and only allegations qua him are that he tried to run over tractor upon the complainant but no injury caused with the said tractor has been depicted in the MLR. Learned counsel also submitted the petitioners are ready and willing to join the investigation.

Notice of motion.

Mr. Navdeep Singh, DAG, Punjab, accepts notice on behalf of the respondent-State and seeks time to file the status report.

Mr. J.S. Mehnidratta, Advocate, with Ms. Jyotnoor Kaur, appears on behalf of respondent-Complainant.

List on 30.09.2025.

Meanwhile, the petitioner No.2 shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner No.2 shall be released on interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/ Investigating Officer. The petitioner No.2 shall also abide by the conditions as specified under Section 482(2) BNSS.”

5. It is admitted position that petitioner No. 2 has already joined investigation and as per learned State counsel, said accused is not warranted for



any custodial interrogation.

6. Taking into consideration, role of petitioner No. 1, who is uncle (Chacha) of complainant-Kamninder Singh that he gave iron rod blow on the left leg, resulting into grievous injury. He was also directed to join investigation because injury was with blunt weapon and on non-vital part. Otherwise also, putting petitioner No. 1 behind bars may prove adverse situation in the future, as it may cause hindrance in settling all the dispute amongst the family members.

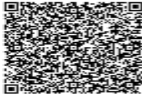
7. Petitioner No. 1 is also directed to join investigation within two weeks or as and when required to do so by the Investigating Agency. In the event of his arrest, the petitioner shall be released on ad-interim bail, subject to his furnishing bail bonds to the satisfaction of the Arresting Officer. The petitioner shall also be abide by all the conditions laid down under Section 482(2) of BNSS, 2023 (earlier Section 438(2) Cr.P.C.).

Besides, it is directed that petitioner No. 1 and 2 would hand over their passport to the Investigating Agency or to Court concerned, if he possesses. Otherwise, would submit an affidavit, disclosing the fact that he does not possess any passport.

It is also directed that before leaving country any time during trial, petitioners would seek prior permission of the Court.

8. Since, petitioner No. 2 has already joined the investigation and custodial interrogation is no more required; ad-interim bail order dated 26.08.2025 passed by this Court is hereby made absolute. Accordingly, present petition is allowed.

9. However, petitioners shall continue to join the investigation as and when required to do so and abide by all the terms and conditions laid down under



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Section 482(2) of BNSS, 2023.

(SANJAY VASHISTH)
JUDGE

19.11.2025
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Whether Speaking/Reasoned:	YES/ NO
Whether Reportable:	YES /NO