



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CRM-M-45568-2025 (O&M)

Date of decision: 29.09.2025

Sukhwinder Singh @ Gopi

...Petitioner(s)

VERSUS

State of Punjab

...Respondent(s)

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present :- Mr. Ujwal Anand, Advocate for the petitioner(s).

Mr. Saurav Verma, Addl. A.G., Punjab.

VINOD S. BHARDWAJ, J. (Oral)

1. The instant first petition has been filed under Section 483 of The Bharatiya Nagarik Suraksha Sanhita, 2023, for the grant of regular bail to the petitioner(s) in FIR bearing No.184 dated 27.08.2024, registered under Section(s) 332(C), 309(4), 118(1), 115(2), 62 [Sections 109(1) and 309(6) added later on] of the Bharatiya Nyaya Sanhita, 2023 at Police Station Dasuya, District Hoshiarpur (Punjab).

2. Briefly summarized, the case of the prosecution is that abovesaid FIR was registered on the statement of one Paramjit Kaur, wife of the Jasvir Singh. It is averred that on 23.08.2024, at about 4.00 p.m. her husband came back from clinic for having tea. Her husband left for his clinic at about 4.30 p.m. and she bolted the gate from inside. She went to the kitchen, in the meanwhile, her mouth was gagged by someone. She tried to rescue herself and saw a boy with muffled face wearing black gloves. The



said person tried to drag her inside the room. However, during this period the face of the assailant uncovered and she recognized him as their neighbour-Sukhwinder Singh @ Gopi (present petitioner). She told him that she had recognized him and on hearing this, accused took out a knife and gave a blow on her neck. She raised her left hand to ward off the attack but the knife hit on her hand as well as neck. She raised alarm and the accused ran away by jumping over the iron grills of the house. He threatened her that if she disclose the incident to anyone, he would kill her husband.

3. Learned counsel for the petitioner contends that as per the story of the prosecution, the incident in question took place on 23.08.2024 and the petitioner is alleged to have dragged the complainant from behind and after his identity was revealed, he gave a knife blow which hit around the neck as well as the fingers of the complainant. He contends that there is a delay of 04 days in registration of the FIR. He contends that the injuries in question are not dangerous to life. He contends that the petitioner has been in custody since 13.08.2024 and despite a lapse of more than one year, no prosecution witness has been examined so far.

4. Learned counsel for respondent-State, however, contends that the petitioner had entered the house of the complainant and when he was identified, he tried to kill the complainant. The knife injury on the neck thus substantiates the intent of the petitioner to cause injury on a vital part that would be punishable under Section 109(1) and 309(6) of Bharatiya Nyaya Sanhita, 2023. He however does not dispute the custody period of the petitioner. He further does not dispute that no prosecution witness has been



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examined so far and the petitioner is not involved in any other criminal case.

5. Taking into consideration the period of actual custody of the petitioner, the stage of the trial, lack of criminal antecedents and bearing in mind that the conclusion of the trial is likely to take a long time, I deem it fit to allow the instant petition.

6. Accordingly, the instant petition is allowed and the petitioner is ordered to be admitted to regular bail subject to his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Illaq Magistrate concerned.

7. It is made clear that the petitioner shall not extend any threat and shall not influence any prosecution witness in any manner directly or indirectly.

8. The observation made hereinabove shall not be construed as an expression on the merits of the case and the trial Court shall decide the case on the basis of available material.

(VINOD S. BHARDWAJ)
JUDGE

29.09.2025

Mangal Singh

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No