

CRM-M-45888-2025

111

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-45888-2025
Date of Decision: 25.08.2025

Gurnam Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Dheeraj Mahajan, Advocate
for the petitioner.

Ms. Pooja Nayar Sharma, D.A.G., Punjab.

ANOOP CHITKARA, J.

FIR No.	Dated	Police Station	Sections
86	29.07.2025	Purana Shalla, District Gurdaspur	140(3), 127(2), 351(2), 191(3), 115(2), 332(c) of BNS

1. The petitioner apprehending arrest in the FIR captioned above has come up before this Court under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023, [BNSS], seeking anticipatory bail.
2. Per paragraph 13 of the bail petition, the petitioner has no criminal antecedents.
3. The facts and allegations are being taken from the translated version of FIR, which reads as follows:

“Statement of Satnam Singh, son of Nrinjan Singh, resident of Lakhanpal, Purana Shala Police Station, Mobile No. 8427807753: 1. Satnam Singh, reside at the above-mentioned address and work as a plumber. I have a son namely Fatehdeep Singh, who has completed his 10+2 education and is currently pursuing a computer course in Gurdaspur. At the same center, Ramanpreet Kaur, daughter of Kulwinder Singh, resident of Aali Nangal, Police Station Dorangla, is also enrolled in the course. During their 10+2 studies, Fatehdeep Singh and Ramanpreet Kaur developed a romantic relationship. My son informed us about this relationship, and discussions regarding it were held with the girl's mother. However, the girl's father was not in favor of this relationship. On 21.07.2025, my son Fatehdeep Singh left home for his computer course but did not return in the evening. We



CRM-M-45888-2025

later learned that he and Ramanpreet Kaur had eloped to get married. The girl's father, unhappy with this marriage, along with his wife Palwinder Kaur, the girl's aunt and uncle (Lakhwinder Singh and his son Arsdeep Singh). Gurnam Singh (Sarpanch of Aali Nangal), Kamaljeet Singh, resident of Aadiya, and 8-10 other individuals dressed in Nihang attire, arrived at our house in Lakhanpal on 26.07.2025 around 10:30 AM in 6-7 vehicles. They forcibly took me and my wife, Baljinder Kaur, in their vehicle, assaulted us on the way, and threatened me, saying they would "teach my son a lesson." During the assault, they took my wife's earrings and shawl. They left my wife on the roadside but continued to beat me and took me to the house of girl's uncle in Aali Nangal. Gurnam Singh took ₹50,000 and my mobile phone from my pocket. I am currently under treatment at Civil Hospital, Gurdaspur, and I seek legal action against the aforementioned individuals. I have heard my statement, and it is correct. Sd/- Satnam Singh."

4. The petitioner's counsel prays for bail by imposing any stringent conditions and contends that pre-trial incarceration would cause an irreversible injustice to the petitioner and their family.

5. The State's counsel opposes bail based on instructions.

6. Petitioner has been roped in the present FIR because he being Sarpanch of the village mediated in a dispute between two families, as such custodial interrogation is not required.

7. Pre-trial incarceration should not be a replica of post-conviction sentencing. The evidence might be prima facie sufficient to launch prosecution or to frame charges, but this Court is not considering the evidence at that stage but is analyzing it for the stage of anticipatory bail. An analysis of the above does not justify custodial interrogation or pre-trial incarceration.

8. Given the above, the penal provisions invoked coupled with the prima facie analysis of the nature of allegations and the other factors peculiar to this case, there would be no justifiability for custodial interrogation or the pre-trial incarceration at this stage, subject to the compliance of terms and conditions mentioned in this order. Without commenting on the case's merits, in the facts and circumstances peculiar to this case, and for the reasons mentioned above, the petitioner makes a case for bail.

9. Given above, provided the petitioner is not required in any other case, the petitioner shall be released on anticipatory bail in the FIR captioned above subject to furnishing bonds to the satisfaction of the Arresting Officer, and if the matter is before a Court, then the concerned Court and due to unavailability before any nearest Ilqa

CRM-M-45888-2025

Magistrate/duty Magistrate. Before accepting the surety, the concerned Officer/Court must be satisfied that if the accused fails to appear, such surety can produce the accused.

10. While furnishing a personal bond, the petitioner shall mention the following personal identification details:

1.	AADHAR number	
2.	Passport number (If available) and when the attesting officer/court considers it appropriate or considers the accused a flight risk.	
3.	Mobile number (If available)	
4.	E-Mail id (If available)	

11. This order is subject to the petitioner’s complying with the following terms.

12. The petitioner is directed to join the investigation within seven days of uploading this order on the official webpage of the High Court of Punjab and Haryana and as and when called by the Investigator. The petitioner shall be in deemed custody for Section 27 of the Indian Evidence Act, 1872/ Section 23 of BSA, 2023. The petitioner shall join the investigation as and when called by the Investigating Officer or any Superior Officer and shall cooperate with the investigation at all further stages as required. In the event of failure to do so, the prosecution will be open to seeking cancellation of the bail. During the investigation, the petitioner shall not be subjected to third-degree, indecent language, inhuman treatment, etc.

13. In case the Investigator/Officer-In-Charge of the concerned Police Station arraigns another section of any penal offense in this FIR, and if the new section prescribes a maximum sentence that is not greater than the sections mentioned above, then this bail order shall be deemed to have also been passed for the newly added section(s). However, suppose the newly inserted sections prescribe a sentence exceeding the maximum sentence prescribed in the sections mentioned above; then, in that case, the Investigator/Officer-In-Charge shall give the petitioner notice of a minimum of seven days, providing an opportunity to avail the remedies available in law.

14. This bail is conditional, and the foundational condition is that if the petitioner indulges in any non-bailable offense, the State may file an application for cancellation of this bail before the Sessions Court, which shall be at liberty to cancel this bail.

15. Any observation made hereinabove is neither an expression of opinion on the case's merits nor shall the trial Court advert to these comments.

16. A certified copy of this order would not be needed for furnishing bonds, and any Advocate for the Petitioner can download this order along with case status from the



CRM-M-45888-2025

official web page of this Court and attest it to be a true copy. If the attesting officer wants to verify its authenticity, such an officer can also verify its authenticity and may download and use the downloaded copy for attesting bonds.

17. **Petition allowed** in terms mentioned above. All pending applications, if any, stand disposed of.

(ANOOP CHITKARA)
JUDGE

25.08.2025
Jyoti Sharma

Whether speaking/reasoned: Yes
Whether reportable: No.