



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

CRM-M-51240-2024
Date of decision: 15.01.2025

Kuldeep Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Raghav Gulati, Advocate for the petitioner.

Mr. J.S. Dhaliwal, AAG, Punjab.

Mr. Mayur Karkra, Advocate for the complainant.

KARAMJIT SINGH, J. (ORAL)

1. Prayer is for grant of anticipatory bail to the petitioner in criminal case having FIR No.101 dated 22.07.2024 registered under Sections 115, 118 (1), 126 (2), 351 (3), 3 (5) of BNS, 2023 (under Section 117 (2), 118(2) of BNS added later on), registered at Police Station Passiana, District Patiala.

2. The allegations in nutshell are that petitioner and other accused persons caused injuries to complainant Darshan Singh, On 21.07.2024 and at that time the present petitioner was armed with spade. With regard to said incident, FIR No.101 dated 22.07.2024 was registered against petitioner and his accomplices. As per cross version having GD No.26 dated 23.10.2024, recorded on the basis of the statement of Dalbara Singh father of the petitioner, his brother Darshan Singh, Gurpreet Singh son of Darshan Singh attacked Dalbara Singh and caused injuries to him and in the meantime,



petitioner came there and rescued his father from the hands of the opposite party.

3. The counsel appearing on behalf of the petitioner submits that allegations recorded in the FIR are totally false. There is dispute with regard to land between father of the petitioner and complainant Darshan Singh. Actually, the opposite party caused injuries to father of the petitioner and the matter was reported to the police and criminal case having GD No.26 dated 23.10.2024 was registered against the opposite party. It is further submitted that the case is involving version as well as cross version and the aggressor party would be determined during trial. It is further submitted that taking into consideration the facts and circumstances of the case, this Court vide order dated 18.10.2024 restrained the police for taking any coercive action against the petitioner.

4. The State counsel while opposing the present petition submits that petitioner caused grievous injuries on person of Darshan Singh with the help of spade (a sharp edged weapon). It is further submitted that no doubt, the case involves version as well as cross version, the petitioner is required by the police for proper investigation of the case.

5. I have considered the submissions made by counsel for the parties.

6. FIR No.101 dated 22.07.2024 was registered on the statement of Darshan Singh who belongs to opposite party and as per concerned medical record, two injuries caused on his person by the present petitioner with the help of sharp edged weapon are found to be grievous in nature.

Admittedly, as per cross version having GD No.26 dated 23.10.2024, only



father of the petitioner sustained injuries and no injury was suffered by the petitioner at the hands of opposite party. In the given circumstances, the petitioner cannot take any benefit of the fact that case is involving version as well as cross version, at this initial stage of investigation. The recovery of weapon used in commission of crime by the petitioner is still to be effected. This Court is of the view that the custodial interrogation of the petitioner is necessary for proper and thorough investigation.

7. In light of the above, the present petition is hereby dismissed. However, it is made clear that any observation made herein above is not to be construed as an expression of opinion on the merits of the case.

15.01.2025

Yogesh

**(KARAMJIT SINGH)
JUDGE**

**Whether speaking/reasoned:-
Whether reportable:-**

**Yes/No
Yes/No**