



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

295

CRM-M-49239-2025
Date of Decision : 18.11.2025

AMANDEEP SINGH & ANR.

...Petitioners

VERSUS

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MS. JUSTICE AARADHNA SAWHNEY

Present: Mr. Amandeep Singh, Advocate
for the petitioners.

Mr. Hardeep Hans, AAG, Punjab.

AARADHNA SAWHNEY, J. (ORAL)

1. This petition for grant of anticipatory bail has been filed by petitioner, a co-accused in case bearing FIR No.39 dated 24.05.2025 registered against him at Police Station Shimlapuri, Ludhiana, u/s 115(2), 117(2), 126(2), 351(2), 3(5) of BNS (Section 118(2) of BNS added later on).

2. Fresh Status Report reply dated 17.11.2025 by way of affidavit of Mr. Satwinder Singh Virk, Assistant Commissioner of Police, Industrial Area-B, Ludhiana, has been filed on behalf of the respondent-State, which is taken on record. In para 13 thereof, the factum of petitioner having joined the investigation and getting the alleged weapon of offence i.e. 'Iron rod' recovered has also been stated.

3. On 04.09.2025, following order was passed.

“Both the petitioners, who are accused, in case FIR No.39, dated 24.05.2025, registered against them at Police Station Shimlapuri, Ludhiana, at the instance of one Rakesh Kumar son of Hansraj,



resident of House No.1839, Street No.1839, Street No.7, Mohalla Suraj Nagar, Shimlapuri, Ludhiana, for commission of offences punishable under Sections 115(2), 117(2), 126(2), 351(2), 3(5) of BNS, 2023 (Section 118 (2) of BNS, 2023 added later on after one and a half month), has filed the present petition for grant of pre-arrest bail.

Learned counsel submits that both the petitioners have been falsely implicated in the present case. The accident did not occur in the manner as portrayed by the prosecution. In fact, complainant himself was driving car bearing No.PB-10-HW-3007 in a rash and negligent manner, as also in complete violation of the traffic norms. On account of high speed, he could not control his vehicle and hit into the motorcycle bearing No.PB-10-DX-7558 being driving by petitioner No.2. Initially a verbal altercation occurred followed by a scuffle, in which both the parties suffered injuries. At the instance of complainant, initially an FIR under Sections 115(2), 117(2), 126(2), 351(2), 3(5) of BNS, 2023 was registered, the offences being bailable, both the petitioners were granted bail. Subsequently, as per learned counsel, complainant by misusing his political links, procured an opinion of the doctor, on the basis of which, Section 118(2) BNS (326 IPC) was added. Learned counsel submits that petitioners, who also suffered injuries had moved a complaint, but was not heard by the local police authorities. Nonetheless, learned counsel states that both the petitioners are ready and willing to join the investigation as and when called by the Investigating Officer. Moreover, their custodial interrogation is not required as nothing is to be recovered from them.

Notice of motion.

Mr. Kamalpreet Bawa, DAG Punjab, accepts notice on behalf of State of Punjab and seeks time to file detailed status report.

Mr.Gyan Parkash Saini, Advocate, has put in appearance on behalf of the complainant.

Both the learned counsel for the State as well as complainant have seriously opposed the request of the petitioners for grant of their pre-arrest bail on the ground that both the petitioners in furtherance of their common intention unleashed an attack upon complainant, who



suffered the serious eye injury (fracture on internal orbit), his vision deteriorated fast and finally was referred to PGI, Chandigarh, where he has to be operated upon. In view of the seriousness of the injury suffered by the complainant, it was prayed that no ground for pre-arrest bail is made out.

Heard.

Documents on record, as are a copy of the FIR and Medico Legal Report of the injured have been perused.

Adjourned to 28.10.2025.

In the meanwhile, the petitioners are directed to join the investigation as and when required to do so by the Investigating Agency. In the event of their arrest, the petitioners shall be released on ad-interim bail, subject to their 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.).”

4. Keeping in view the fact that petitioner has joined the investigation, interim bail granted vide order dated 04.09.2025 is hereby confirmed, subject to conditions as envisaged under Section 482(2) BNSS. Further the petitioner is directed to join investigation as and when required in future by way of written notice for such purpose to be served by Investigating Officer of this case upon the petitioner; he will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.
5. The petition stands allowed.
6. Pending application, if any, also stands disposed of.

(AARADHNA SAWHNEY)
JUDGE

18.11.2025
Nisha Yadav

<i>Whether Speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>