



218(1) IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-51552-2025

Date of Decision: 28.10.2025

AJAY KUMAR

..... Petitioner

Versus

STATE OF PUNJAB

..... Respondent

CORAM: HON'BLE MR. JUSTICE YASHVIR SINGH RATHOR

Present : Mr. Prabhjot Singh Mann, Advocate for the petitioner.

Mr. Rahul Jindal, AAG, Punjab.

YASHVIR SINGH RATHOR, J. (Oral)

1. Prayer in this petition under Section 482 of Bhartiya Nagarik Suraksha Sanhita, 2023 is for grant of anticipatory bail in case DDR No.31 dated 20.06.2025 registered under Sections 125, 3(5) of B.N.S and Section 25 of Arms Act and DDR No.21 dated 17.06.2025 under Sections 125, 3(5)/191(3) of B.N.S and Section 25 of Arms Act registered as cross case in FIR No.106 dated 16.06.2025 under Sections 109, 126(2), 125(a), 125(b), 351(2), 191(3), 190 BNS, 2023 and under Section 25 of Arms Act (Section 103(2) of B.N.S later on) at Police Station City-2, Khanna with Police Station Division No.1, District Ludhiana.

2. On 15.09.2025, the following order was passed:-

“This is first petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita for grant of anticipatory bail to the petitioner in case DDR No.31 dated 20.06.2025 registered under Sections 125, 3(5) of B.N.S and Section 25 of Arms Act and DDR No.21 dated 17.06.2025 under Sections 125, 3(5)/191(3) of B.N.S and Section 25 of Arms Act registered as cross case in FIR No.106 dated 16.06.2025 under Sections 109, 126(2), 125(a), 125(b), 351(2), 191(3), 190 BNS, 2023



and under Section 25 of Arms Act (Section 103(2) of B.N.S later on) at Police Station City-2, Khanna with Police Station Division No.1, District Ludhiana.

Notice of motion. Mr. G.S. Dhaliwal, AAG, Punjab, accepts notice on behalf of the respondent- State. Both the parties have been heard.

The brief facts of the prosecution case are that initially FIR No.106 dated 16.06.2025 under Sections 109, 126(2), 125(A), 125(B), 351(2), 191(3), 190 of BNS, 2023 and under Section 25 of Arms Act at Police Station City-2, Khanna with Police Station Division No.1, District Ludhiana was registered on the basis of statement given to the police by one Sukhbir Singh alias Bhucha wherein he alleged that on 15.06.2025, at about 08:30 PM, he along with Nikhil, Prabhjot Singh alias Shaifi and Amandeep Singh alias Bholu was going in their Verna Car bearing No.CH-01AS-1343, from Sirhind side towards Khanna and when they reached at Service Road Khanna opposite Ramgarhia Bhawan Khanna, at about 09:00 PM, one white-cream coloured Scorpio vehicle came from behind at a high speed and intercepted them in which five persons, namely, Varun Salar alias Jagga alias Jaggu, Garry, Gurmit Singh, Tejvir Singh and one unknown person were sitting. When he along with Nikhil and Prabhjot Singh alighted from the Verna Car and enquired as to why they have intercepted them, Garry and unknown person sitting in the Scorpio Vehicle started firing at them, as a result of which, one bullet hit Nikhil near the nose and one bullet struck his left side of ear and another on his upper shoulder. All of them were giving threats to kill them. When people started gathering at the spot, they absconded. On 17.06.2025, one DDR No.21 was registered under Section 125, 3(5) of BNS and Section 25 of Arms Act, on the statement given to SI/SHO Tarvinder Kumar by ASI Sikander wherein he alleged that he was on PCR duty and on 15.06.2025, when he was a little behind Ramgarhia Bhawan at about 09.00 PM, one Verna Car bearing CH-01AS-1343 was going on service road in which four boys were travelling. Five persons travelling in a Scorpio vehicle surrounded them and after some time, one person came out from Verna Car and fired a shot in the air and thereafter, two persons alighted from Scorpio vehicle and started firing directly at the boys travelling in Verna Car.

During investigation, co-accused- Prabhjot Singh alias Shaifi was arrested, who suffered disclosure statement to the effect that one Sehajpreet Singh @ Sehaj and Ajay Kumar-petitioner were also sitting in the Balero vehicle, which was accompanying them and following their Verna Car.

Learned counsel for the petitioner contended that the petitioner has been falsely implicated. He has not played any role in the said occurrence and even as per disclosure statement suffered by co-accused, he remained sitting in the Balero vehicle and did not come out of the same. Learned counsel further



contended that in the FIR as well as in the DDR No.21, it is nowhere alleged that third vehicle make Balero was also present at the spot. Learned counsel also contended that the petitioner is ready to join the investigation. Nothing is to be recovered from his possession and he is ready to abide by the conditions that may be imposed by the Court. Hence, benefit of anticipatory bail be extended in his favour.

On the other hand, learned State Counsel has opposed the prayer and argued that the petitioner has committed a heinous offence and his custodial interrogation is essential to further investigate the matter and he does not deserve concession of anticipatory bail.

Adjourned to 28.10.2025 for filing status report.

In the meantime, in case of his arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/ Investigating Officer. However, it is further directed that the petitioner shall join the investigation as and when so required by the Investigating Officer, subject to the following conditions as envisaged under Section 482(2) of the BNSS [erstwhile Section 438(2) Cr.P.C.]:-

- i) that the petitioner shall make himself available for interrogation by a police officer as and when required;*
- ii) that the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him/her from disclosing such facts to the Court or to any police officer;*
- iii) that the petitioner shall not leave India without the prior permission of the Court;*
- iv) such other condition as may be imposed under sub-section (3) of Section 480, as if the bail were granted under that section.*

To be heard along with CRM-M-46670-2025.

3. Today, learned State counsel has informed this Court that the petitioner has joined the investigation, in compliance of the order dated 15.09.2025 and is no longer required for further investigation.

4. In view of the aforesaid, the order dated 15.09.2025, whereby the petitioner was granted interim anticipatory bail, is hereby made absolute. However, he shall continue to join investigation, if and so required by the Investigating Officer.

5. Disposed of.



6. Pending misc application (s), if any, shall also stand disposed of.

(YASHVIR SINGH RATHOR)
JUDGE

28.10.2025
Priyanka Thakur

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No