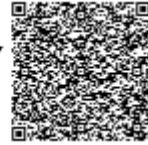


CRM-M-52580 of 2025

2025:PHHC:156127



S. No.214

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-52580 of 2025

Date of Decision:12.11.2025

Gurpal Singh @ Pala

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM:- HON'BLE MR. JUSTICE YASHVIR SINGH RATHOR

Present:- Mr. Karandeep Singh, Advocate for the petitioner.

Mr. Gorav Kathuria, DAG, Punjab.

Yashvir Singh Rathor, J. (Oral)

1. This is first petition filed under Section 483 of BNSS seeking concession of regular bail to the petitioner in case FIR No.0171 dated 25.07.2025 registered under Sections 333, 115(2), 118(1), 191(3), 190, 49 of Bharatiya Nyaya Sanhita (BNS), 2023 and Section 118(2) of Bharatiya Nyaya Sanhita (BNS), 2023 added later on, at Police Station Kartarpur, District Jalandhar Rural, Punjab.

2. The present case was registered on the basis of complaint given to the Police by Sarabjit Singh on 25.07.2025 with the allegations that on 20.07.2025 at about 05:15 PM, he had gone to his Haveli built near his house to feed the cattle when four unknown persons armed with sharp weapons, baseball bat and khande, assaulted him and caused injuries to him. When he cried for help, they escaped from the spot. Thereafter, his wife took him to Civil Hospital for treatment. He had been searching for the unknown persons who had caused injuries to him and



he came to know their names as Joginder Pal @ Sunny, Deepak Saroye, Manpreet @ Gazi and Billa. He further alleged that he was beaten at the instance of Prateek and Gurpal Singh – petitioner and the reason for enmity is that his younger son Sahil Singh had a dispute with them over parking of vehicle and Prateek and Gurpal Singh were keeping a grudge in their mind and he sought action against them. Petitioner was arrested on 26.07.2025. Remaining accused have also been arrested and after completion of investigation, final report has been presented.

3. Short reply by way of an affidavit of Vijay Kanwar Paul, PPS, Deputy Superintendent of Police, Sub Division Kartarpur, Jalandhar has been filed on behalf of the respondent- State. The same is taken on record.

4. I have heard learned counsel for the parties and perused the material placed on record.

5. Learned counsel for the petitioner contended that the offence in question was committed by unknown persons. The FIR has been lodged after a delay of five days and the assailants were named on the basis of suspicion. The allegations against the petitioner are with regarding to hatching of conspiracy and he was not amongst the assailants. Learned counsel contends that such allegations have been levelled merely on the basis of apprehension or suspicion due to previous enmity. Petitioner is in custody since 26.07.2025. Challan has already been presented after completion of investigation. All the offences are Magisterial trial and the trial will take sufficiently long time to conclude and petitioner may thus be released on regular bail.



6. On the other hand, learned State Counsel has sought dismissal of the bail application in view of the gravity of offence.

7. The victim was assaulted by unknown persons, who were named after a delay of five days while lodging the FIR. The only allegation against the petitioner is that he had hatched a conspiracy and those persons had assaulted the victim at his instance. Petitioner is in custody since 26.07.2025. Challan has already been presented after completion of investigation. All the offences are Magisterial trial and the trial will take sufficiently long time to conclude and petitioner may thus be released on regular bail.

8. Having regard to the aforesaid factual position, but without commenting anything upon the merits of the case, the petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail bond and surety bond to the satisfaction of learned Trial Court/Duty Magistrate concerned, on usual terms and conditions.

(Yashvir Singh Rathor)
Judge

November 12, 2025
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Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No