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

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Decided on:- 15.02.2025

Priyanka Rani and another

....Petitioners

Versus**State of Punjab and another**

....Respondents

CORAM:- HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Himanshu Chaudhary, Advocate for
Mr. Kulwant Singh, Advocate
for the petitioners.

Mr. Gautam Thapar, AAG, Punjab.

Mr. Arshdeep Singh Sivia, Advocate
for respondent No. 2.

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AMARJOT BHATTI, J.(Oral)

1. Petitioners Priyanka Rani and Sahil Kumar have filed petition under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of anticipatory bail in case FIR No. 03 dated 05.01.2023 under Section 294, 427, 323, 506, 148, 149 of IPC (Section 307 and 354 of IPC added later on) registered at Police Station Dugri, District Ludhiana (Annexure P-1).

2. As per the facts of case, complainant Sonali gave her statement that on 30.12.2022 at about 12:30 PM, Raju, living in their neighbourhood started throwing debris from third storey directly in trolley parked in street. Her mother Raj Kumari raised objection to this as their Activa was damaged which was parked in street. Mother of Raju started argument with her mother and thereafter, quarrel started and his mother said wrong things about her character. After heated arguments, they left the



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spot. Her father Tusli Ram called her brother to reach home. Thereafter, mother of Raju started arguments with Sumit. Raju and his mother started abusing them. In the meantime, her father and brother also came outside. Raju's mother slapped her (complainant) and had broken her mobile phone. Diksha wife of Raju and Priyanka Kumari (Bhabhi of Raju) also slapped her several times. She received injury on her head. Sahil Kumar, nephew of Raju gave iron rod blows on the back of her thigh. She was pushed and beaten up. Daughter of Raju namely Dolly gave blow with marble stone which hit on her forehead and she became unconscious. She was also given kick blows. She (complainant) was taken to hospital for treatment by her brother. With these allegations, present FIR was registered.

3. Learned counsel for petitioners argued that allegations levelled against present petitioners are without any basis. In pursuance of order dated 06.11.2024, they have already joined investigation. Learned counsel for petitioners have placed on record copy of order dated 05.03.2024 passed in CRM-M-9753-2024 (Annexure P-3) vide which Priyanka Rani and others were granted interim bail which was confirmed vide order dated 16.09.2024 (Annexure P-5). Similarly, Vinod Kumar was also granted anticipatory bail vide order dated 18.09.2024 passed in CRM-M-16312-2024 (Annexure P-6). It is a case of allegations and counter allegations. Present petitioners will abide by terms of bail order. Therefore, their anticipatory bail petition may be allowed.

4. Bail petition is opposed by learned counsel representing State assisted by learned counsel for respondent No. 2/complainant. Status report is filed. It is pointed out that regarding this occurrence, there is CCTV footage. Learned counsel for respondent No. 2 along with reply has



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annexed still photographs of occurrence (Annexure R-2/1). Therefore, petitioners are not entitled to be concession of anticipatory bail. Learned counsel representing State confirmed that present petitioners have already joined investigation on 12.11.2024. However, allegations are specific and serious in nature.

5. I have considered the arguments and have gone through the record. So far as allegations levelled against present petitioners along with other co-accused are concerned, that is matter of trial. Fact remains that present petitioners have already joined investigation in pursuance of order dated 06.11.2024. They are not required for any other purpose. Therefore, without expressing my mind on the merits of case, present petition filed by petitioners Priyanka Rani and Sahil Kumar are allowed and interim bail already granted in their favour vide order dated 06.11.2024 stands confirmed, subject to terms and conditions as enshrined under Section 482(2) of Bharatiya Nagarik Suraksha Sanhita, 2023.

6. Pending application(s), if any, also stands disposed of accordingly.

15.02.2025

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(AMARJOT BHATTI)
JUDGE

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No