

218-CRM-M-56205-2024

2025.PHHC.010509



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-56205-2024
Date of decision: 23.01.2025

Gurdeep SinghPetitioner

Versus

State of PunjabRespondent

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. A.S. Sidhu, Advocate,
for the petitioner.

Mr. Ankit Grewal, DAG, Punjab.

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SANJIV BERRY, J. (ORAL)

1. By way of present petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita 2023 (BNSS), the petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under: -

FIR No.	Dated	Sections	Police Station
60	12.05.2024	458, 325, 323, 506, 148, 149 IPC	Urban Estate, District Patiala

2. Heard.

3. It is, *inter alia*, contended by learned counsel for the petitioner that the petitioner is innocent and has been falsely implicated in this case. He contends that no specific overt act is attributed to the petitioner involving him with the alleged occurrence. He contends that

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no purpose would be served by sending the petitioner in custody and the petitioner is ready to join investigation, as no recovery is to be effected from him. Hence, prays for grant of anticipatory bail to the petitioner.

4. *Per contra*, learned State counsel referring to the reply dated 13.01.2025 submitted by the State has assailed these arguments by submitting that there are specific allegations against the petitioner of having participated in the occurrence and having illegally trespassed into the house of the complainant, who is a 50 years old lady, during mid night along with the co-accused, namely Mandeep Singh @ Mani, from the roof side and having given blows on the complainant with iron rods resulting in fracture on her right leg. He contends that recovery of weapon is yet to be effected from the petitioner and he is not entitled to concession of anticipatory bail.

5. After considering the rival contentions and perusing the record, it transpires that the instant FIR was registered on the statement of the complainant wherein she stated that she has strained relations with her daughter Harpreet Kaur, who was disinherited from the property, being indulging in illegal activities. As a result, her daughter conspired with her companions, namely Pinki Tota, Shivani and Pooja, to teach her a lesson and on the mid night of 12.05.2024, at about 1 AM, the aforesaid persons along with Mani and Monni entered her house from the roof side and attacked the complainant with iron rods,

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as a result of which, her right leg got fractured and the injured was shifted to hospital Therefore, considering the nature and gravity of offence, no case is made out in favour of the petitioner for grant of anticipatory bail as his custodial interrogation is required in this case.

6. Consequently, finding no merits in this petition the same is dismissed.

7. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(SANJIV BERRY)
JUDGE

23.01.2025
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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |