



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

211

CRM-M-55983-2025
Date of Decision : 26.11.2025

GURTEJ SINGH

...Petitioner

VERSUS

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MS. JUSTICE AARADHNA SAWHNEY

Present: Ms. Poonam Singh Thakur, Advocate
for the petitioner.

Mr. Gautam Thapar, Sr. DAG, Punjab.

AARADHNA SAWHNEY, J. (ORAL)

1. This petition for grant of anticipatory bail under Section 482 BNSS, has been filed by petitioner, a co-accused in case bearing FIR No.71 dated 15.09.2023 registered against him (Police Station Ajitwal, District Moga), at the instance of Himmat Singh (complainant), for the commission of offences punishable u/s 306 read with Section 34 of IPC.
2. Status Report dated 25.11.2025 by way of affidavit of Mr. Anwar Ali, Deputy Superintendent of Police, Nihal Singh Wala (Moga), has been filed on behalf of the respondent-State, which is taken on record. In para 10 thereof, the factum of petitioner having joined the investigation has been mentioned. Learned State counsel, on instructions from ASI Surjit Singh, states that petitioner is not needed for further investigation.
3. On 09.10.2025, following order was passed.



“1. This petition for grant of anticipatory bail under Section 482 BNSS, has been filed by petitioner, a co-accused in case bearing FIR No.71 dated 15.09.2023 registered against him (Police Station Ajitwal, District Moga), at the instance of Himmat Singh (complainant), for the commission of offences punishable u/s 306 read with Section 34 of IPC.

2. Learned counsel for the petitioner submits that petitioner has been falsely implicated in the present case. From the contents of the complaint, as per learned counsel following facts emerge:-

(i) That deceased Joginder Singh (real brother of complainant) was married to Sumanpreet Kaur (family friend of petitioner).

(ii) On account of the temperamental differences, relations between husband and wife were strained.

(iii) Parents of Sumanpreet Kaur used to allegedly interfere in the matrimonial life of their daughter, as a result of which Joginder Singh (since deceased) used to remain upset and often used to object to their interference.

(iv) At about 07.30 PM on 12.09.2023, petitioner-accused along with other family members of Sumanpreet arrived at complainant's residence, on seeing whom Joginder fled away, however, complainant was mercilessly assaulted (though there is no Medico Legal Report or any treatment record that has been appended along with complaint.)

(v) On the following day, deceased Joginder Singh confided in his brother that he is fed-up with the interference of his in-laws in his married life and on 14.09.2023, unable to bear more torture, Joginder committed suicide.

Lastly, complainant alleged that on account of threats and unusual interference of family members of Sumanpreet Kaur, including petitioner, who is her family friend, his brother committed suicide.



Learned counsel submits that a bare perusal of the complaint clearly reveals that no specific role has been attributed to petitioner. Only vague allegations have been levelled. There is nothing on record from where it can be inferred that any positive overt-act had been committed by the petitioner, in instigating the deceased, which brought him (deceased) to such a situation in life, where he had no option but to commit suicide. Learned counsel further submits that co-accused, namely, Veerpal Kaur, has since been granted concession of anticipatory bail by a co-ordinate Bench of this Court vide order dated 11.12.2023 in CRM-M-54493-2023 (Annexure P-3). Learned counsel further submits that even the wife of deceased, namely, Sumanpreet Kaur, has also been granted the concession of regular bail by the learned trial Court and undertakes to place the said order on the case file on the next date of hearing.

Learned counsel next submits that the petitioner is ready and willing to join the investigation as and when called by the Investigating Officer.

Learned counsel has placed reliance upon the following judgments:-

- (i) “Jayedeepsinh Pravinsinh Chavda and others Vs. State of Gujarat” (2025(1) RCR (Criminal) 169) passed by the Hon’ble Supreme Court,*
- (ii) “Malkeet Kaur Vs. State of Haryana”, Law Finder Doc ID # 2648146 passed by this Court and*
- (iii) “Devender Vs. State of Haryana”, Law Finder Doc ID # 2754271 passed by this Court.*

4. *Heard.*

5. *Notice of motion.*

6. *Mr. Kamalpreet Bawa, DAG, Punjab, accepts notice on behalf of respondent-State and prays for time to file status report in the matter.*

7. *Adjourned to 25.11.2025.*



In the meanwhile, the petitioner is hereby directed to join investigation within seven days from today and co-operate in the same. In the event of the arrest of the petitioner, he shall be released on interim bail on his furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. He shall also abide by conditions as envisaged under Section 482(2) BNSS.”

- 4. Keeping in view the fact that petitioner has joined the investigation, interim bail granted vide order dated 09.10.2025 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

26.11.2025
Nisha Yadav

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No