

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

220

CRM-M-61218-2024 (O&M)
Date of Decision:- 29.01.2025

BIKRAMJIT SINGH

....Petitioner(s)

Versus

STATE OF PUNJAB

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY

Present : Mr. Hitesh Chopra, Advocate for
Mr. Ritesh Pandey, Advocate for the petitioner.

Mr. Ankit Grewal, DAG Punjab.

SANJIV BERRY, J. (ORAL)

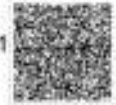
1. Short reply dated 25.01.2025 filed in the form of an affidavit of Deputy Superintendent of Police, Sub Division Sri Hargobindpur, Police District Batala is taken on record. Copy thereof has been supplied to learned counsel for the petitioner.

2. Arguments heard.

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

FIR No.	Dated	Sections	Police Station
89	18.08.2024	333, 351(2), 351(3), 3(5) of the BNS; 25 of the Arms Act	Shri Hargobindpur, District Batala

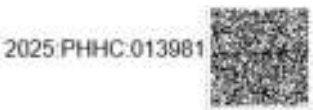
4. It is *inter alia* contended by learned counsel for the petitioner that the petitioner is innocent and has been falsely implicated in the case. He



contends that the petitioner has not participated in the alleged occurrence nor is he required for any investigation. He submits that the petitioner is ready to join investigation and has prayed for grant of anticipatory bail to the petitioner.

5. *Per contra*, learned State counsel while referring to the short reply filed by the State has assailed these arguments by submitting that the petitioner had actively participated in the crime by carrying a pistol which he had pointed towards the complainant in the occurrence. He contends that this incident has been captured in the CCTV footage wherein the petitioner is seen brandishing a pistol and recovery of the same is yet to be affected from the petitioner, for which his custodial interrogation is required. Hence prayed for dismissal of the petition.

6. After considering the rival contentions and perusing the record, it transpires that earlier the petitioner had moved an application for grant of anticipatory bail before the learned Sessions Court, wherein, he was granted the concession of interim bail and was directed to join the investigation vide order dated 19.10.2024 (Annexure P-2). However, apparently the petitioner did not cooperate with the investigation, resulting in dismissal of the bail application vide order dated 05.11.2024 (Annexure P-3). Learned State counsel has pointed out that during the course of his joining investigation, he had admitted brandishing the pistol towards the complainant, which he had not handed over to the police during the investigation. A perusal of the record would reveal that the petitioner is clearly seen brandishing the pistol in the occurrence, which he allegedly used to threaten the complainant. In



these circumstances, considering the fact that the recovery of weapon is yet to be affected from the petitioner, his custodial interrogation is required for that purpose.

7. Therefore, considering the nature and gravity of offence, it is observed that no case is made out in favour of the petitioner for grant of anticipatory bail, as a consequence, the petition is hereby dismissed.

8. Any observation made above shall not be construed as opinion of this Court on the merits of the case.

(SANJIV BERRY)
JUDGE

29.01.2025

S.Sharma(syr)

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