



CRM-M-62469-2024

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-62469-2024

Date of Decision:- 03.07.2025

Baljinder Singh @ Mandu and another

...Petitioners

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MRS. JUSTICE AMARJOT BHATTIPresent:- Mr. Vikas Kumar, Advocate
for the petitioners.

Mr. Sulinder Kumar, DAG, Haryana.

Mr. D.S. Virk, Advocate
for the complainant.

AMARJOT BHATTI, J.(Oral)

1. Petitioners – Baljinder Singh alias Mandu and Harvinder Singh alias Harwinder Singh alias Kaka have filed 2nd petition under Section 439 of Code of Criminal Procedure, 1973 for grant of regular bail in FIR No. 302 dated 06.07.2023 under Section 147, 149, 323, 341 and 506 of Indian Penal Code, 1860 (charge for the offences under Section 148, 216, 325, 307 and 354-B IPC has also been framed, while charge for offence under Section 25 of Arms Act, 1959 has been dropped) registered at Police Station Sirsa Sadar, District Sirsa, Haryana.

2. As per the facts of case, complainant 'PK' gave her statement that on 05.07.2023 at about 09 O'clock, Kripal Singh i.e. her brother-in-law/*devar* had gone to grocery shop in the village. Mundri, Angrej Singh, Balraj, Tony, Jinder, Mamu, Kaka, Mandu, Ranjit and Baljeet, all armed



with *dandas*, *lathis* and sharp-edged weapons were already present at the shop of Hanshu. They had come there in the car of Ranjit Kamboj. When his brother-in-law Kripal Singh reached near the shop, they started abusing him and obstructed his passage. They attacked him with their respective weapons. On hearing alarm, she alongwith her son Manohar came out to rescue Kripal Singh. On this, all of them caused injuries to her son Manohar with their respective weapons. Mandu was carrying a pistol. She also raised alarm and many people collected on the spot. Deepa slapped her. On seeing people collecting there, all assailants fled away from the spot with their respective weapons by giving threats. She alongwith her family members shifted her brother-in-law Kripal Singh and son Manohar to Government Hospital, Sirsa, from where they were referred to higher Centre. With these allegations, present FIR was registered.

3. Learned counsel for petitioners argued that petitioner No. 1 is behind the bars since August, 2023, whereas, petitioner No. 2 is behind the bars since September, 2023. Allegations levelled against them are false. Other co-accused have been granted regular bail by the Coordinate Bench vide orders dated 18.01.2024 and 18.04.2024 (Annexures P/1 and P/2 respectively). Present petitioners also filed application for grant of regular bail which was declined vide order dated 20.02.2024 (Annexure P/3). Statement of one of the alleged injured Manohar has been recorded as PW-1, which is Annexure P/4. Petitioners are ready to abide by terms and conditions of bail order. Therefore, their regular bail petition may be allowed.



4. Learned counsel representing State opposed petition filed by petitioners. It is pointed out that both injured Kripal Singh and Manohar had suffered serious injuries which were declared dangerous to life. Only statement of Manohar has been recorded as PW-1. Whereas, statement of Rajpal Kaur PW-2 has been recorded partly. There is every likelihood that petitioners may try to influence the witnesses. Allegations are specific and serious in nature. Therefore, petitioners are not entitled to be released on bail.

5. I have considered the arguments and have gone through the record. It is matter of record that Baljinder Singh alias Mandu was arrested on 31.08.2023, whereas, Harvinder Singh alias Harwinder Singh alias Kaka was arrested on 24.09.2023. Present FIR has been registered on the statement of complainant in which both petitioners are specifically named for causing injuries to Kripal Singh – brother-in-law and Manohar – son of complainant. Copy of MLR of Manohar is Annexure R-1, according to which he suffered three injuries, out of which injury No. 2 was declared as grievous and dangerous to life. As per MLR of Kripal Singh i.e. Annexure R-2, he suffered six injuries, out of which injury No. 4 was declared grievous and dangerous to life. At present, statement of Manohar has been recorded as PW-1, whereas, part statement of Rajpal Kaur has been recorded as PW-2. Testimonies of material witnesses are yet to be recorded. Kripal Singh, other injured is yet to step into the witness box. Whereas, statement of Rajpal Kaur is yet to be completed. There are serious allegations against the petitioners. Considering the aforesaid factual position, at this stage, I do not find a fit case for grant of regular bail to

petitioners Baljinder Singh alias Mandu and Harvinder Singh alias Harwinder Singh alias Kaka and petition filed by them is, accordingly, dismissed.

6. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.

03.07.2025

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(AMARJOT BHATTI)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No