



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

209

CRM-M No.65580 of 2024
Date of decision: 14.02.2025

SHINGARA SINGH ALIAS SINGARA

.... Petitioner

Versus

STATE OF PUNJAB

.... Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. Yashpal Thakur, Advocate for the petitioner.

Ms. Ruchika Sabherwal, Sr. D.A.G., Punjab.

MANISHA BATRA, J. (oral)

1. Prayer in this petition, filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS'), is for grant of anticipatory bail to the petitioner in case FIR No.128 dated 23.09.2024 registered under Sections 333, 191(3), 190, 115(2) and 118(1) of Bharatiya Nyaya Sanhita, 2023 (for short-'BNS') (Section 118(2) of BNS added later on), at Police Station Sirhind, District Fatehgarh Sahib.

2. Vide order dated 08.01.2025, passed by this Court, the petitioner was granted interim bail and was directed to join investigation. Order dated 08.01.2025, passed by this Court, reads as under:

"The present petition has been filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short-'BNSS') by the petitioner for grant of anticipatory bail in case arising out of FIR No.128 dated 23.09.2024 registered under Sections 333, 191(3), 190, 115(2) and 118(1) of Bharatiya Nyaya Sanhita, 2023 (for short-'BNS'), at Police Station Sirhind, District Fatehgarh Sahib.



As per the allegations the aforementioned FIR was registered on the basis of statement got recorded by the complainant- Nishan Singh on the allegations that on 22.09.2024, the accused Amarjit Singh had slapped his brother-Kaptan Singh and when the complainant questioned him, then accused Palwinder Singh and Amarjeet Singh who were armed with swords reached there and Palwinder Singh struck blows with the sword on the person of the complainant whereas accused Amarjit Singh caught hold of him. The complainant and his brother sustained injuries at their hands. On raising rescue alarm, the present petitioner along with co-accused reached there armed with sticks and extended beatings to the complainant. Apprehending his arrest, the petitioner had moved an application for grant of pre arrest bail which had been dismissed by the Court of learned Additional Sessions Judge, Fatehgarh Sahib vide order dated 22.10.2024.

It is argued by learned counsel for the petitioner that he has been falsely implicated in this case. There is delay in reporting the matter to the Police. No specific overt act or injury has been attributed to him. He is ready to join investigation. His custodial interrogation is not required. No useful purpose would be served by detaining him in custody. Therefore, it is urged that the petitioner deserves to be extended pre arrest bail.

Notice of motion.



Learned State counsel who has appeared on advance notice of the petition, seeks time to file status report in the matter while submitting that there are serious allegations against the petitioner.

Adjourned to 14.02.2025.

In the meantime, the petitioner is directed to appear before the Investigating/Arresting Officer to join investigation within one week or as and when subsequently required thereafter. In the event of his arrest, the Investigating/Arresting Officer shall release the petitioner on ad-interim bail subject to his/her satisfaction. The petitioner shall also abide by the conditions as envisaged under Section 482(2) of Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023.”

3. Status report dated 12.02.2025 filed on behalf of respondent-State is taken on record.
4. Learned State counsel, on instructions from the Investigating Officer, has submitted that the petitioner has joined investigation on 20.01.2025 and he is not required for custodial interrogation.
5. Keeping in view the above mentioned facts and circumstances, without commenting on the merits of the case, the present petition is allowed and the order dated 08.01.2025, granting interim bail to the petitioner, is made absolute, subject to compliance of usual terms and conditions requisite for grant of anticipatory bail.

14.02.2025

Jyoti-IV

(MANISHA BATRA)

JUDGE

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