

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-4-2025
Date of decision: 20.03.2025

GURJEET SINGH @ SATNAM AND ANOTHER
....PETITIONER

Versus

STATE OF PUNJAB AND ANOTHER
...RESPONDENT

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Lakhwinder S. Sidhu, Advocate
for the petitioners.

Mr. Ankit Grewal, DAG, Punjab.

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 482 of BNSS, 2023, petitioners seek anticipatory bail in case FIR (Annexure P-1) as under:

FIR No.	Dated	Sections	Police Station
104	02.11.2024	333, 115 (2), 351 (2), 191 (2), 190 of BNS, 2023.	Khamano, District Fatehgarh Sahib.

2. Learned counsel for the petitioners submits that in compliance to the order dated 03.01.2025 passed by this Court, the petitioners have already joined the investigation and as such prayed for confirming the interim bail granted vide order dated 03.01.2025.
3. Learned State counsel, on instructions from ASI Mohan Singh, intimates the Court that the petitioners have joined investigation and are neither required for further investigation nor for any custodial interrogation.



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4. During the course of hearing on 03.01.2025, following order was passed:

“ Learned counsel for the petitioners inter alia submits that the present is the case of version and cross-version. It is submitted that the father of the petitioners has registered a cross-version in respect of the present incident dated 01.11.2024 (Annexure P-2) vide GD No. 022 dated 03.11.2024. It is submitted that in any event, the injury attributed to petitioner No.1 is that he had given a danda blow on the right shoulder of the complainant; and injury attributed to petitioner No.2 is that he had given a danda blow on the left arm of the complainant. All the injuries have been found to be simple in nature as evident from MLR (Annexure P-1A). The head injury had been attributed to co-accused, namely, Harpreet Singh.

Learned counsel for the petitioners undertakes that the petitioners are ready to join investigation as and when required and shall cooperate with the investigating agency.

Notice of motion.

At the asking of the Court, Dr. D.S.Lamba, DAG Punjab, accepts notice on behalf of the respondent-State of Punjab.

Learned counsel for the State opposes the prayer made on behalf of the petitioners and submits that serious allegations have been made against the petitioners. Learned counsel for the State, on instructions from ASI Sukhwinder Singh, further submits that dandas with which the petitioners had assaulted the complainant, are yet to be recovered.

Heard.

Adjourned to 20.03.2025.

In the meantime, the petitioners are directed to appear before the SHO/Investigating Officer to join investigation and in the event of their arrest, they will be released on interim bail



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on their furnishing bail bonds to the satisfaction of SHO/Investigating Agency, subject to the following conditions as envisaged under Section 482(2) BNSS:-

- i. that the petitioners shall make themselves available for interrogation by a police officer as and when required;*
- ii. that the petitioners shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him/her from disclosing such facts to the Court or to any police officer;*
- iii. that the petitioners shall not leave India without the previous permission of the Court;*
- iv. such other condition as may be imposed under subsection (3) of Section 480, as if the bail were granted under that section.*

Learned counsel for the State is directed to file an affidavit/status report as to the exact role of the petitioners alongwith the details of pending FIRs, if any, on or before the next date of hearing.”

5. Keeping in view the above submissions made by learned State counsel and the fact that the petitioners had joined the investigation consequent to the order dated 03.01.2025 passed by this Court, interim bail granted vide order dated 03.01.2025 is hereby confirmed, subject to conditions as envisaged under Section 482 (2) of BNSS, 2023. Further the petitioners are 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 petitioners; they will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.

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- 6. The petition stands allowed.
- 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

20.03.2025
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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |