

**CRM-M-66883-2025 (O&M) -1-****IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH****108****CRM-M-66883-2025 (O&M)
Decided on: 28.11.2025****DILBAGH SINGH AND OTHERS****.....Petitioners****Versus****STATE OF PUNJAB****.....Respondent****CORAM: HON'BLE MR. JUSTICE SUBHAS MEHLA****Present: Mr. Amit Arora, Advocate
for the petitioners.****Mr. Anup Singh, AAG, Punjab.************SUBHAS MEHLA, J. (Oral)**

1. This is the second petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS) seeking grant of anticipatory bail to the petitioner in FIR No. 129 dated 04.08.2019 registered under Sections 458, 325, 324, 323, 148, 149 IPC 1860 at Police Station Gharinda District Amritsar Rural.

2. Learned counsel for the petitioners contended that the present petitioners have been facing trial in the present case since the year 2020. Petitioners were granted interim bail, which was later made absolute by this Court vide order dated 14.10.2019 passed in CRM-M-38566-2019; CRM-M-37142-2019 & CRM-M-39533-2019. However, during the trial proceeding, Section 459 IPC was added to the offence and

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vide order dated 10.11.2025, it was observed by the Court of learned Judicial Magistrate Ist Class, Amritsar that the offence under Section 459, IPC is made out which is a non-bailable offence and is triable by the Court of Sessions and therefore, the learned Magistrate committed the proceedings of the case to the Court of Session, Amritsar. Keeping in view the fact that an offence under Section 459 IPC is made out, bail granted to the petitioners was extended by the trial Court concerned till 28.11.2025 as an interim arrangement to give opportunity to the petitioners to approach this Court. He also contended that there is an apprehension that the petitioners might be arrested and sent to the judicial custody by the trial Court concerned and thus prayed for grant of anticipatory bail.

3. Notice of motion.

4. On advance notice, Mr. Anup Singh, AAG, Punjab accepted notice on behalf of respondent-State and submitted that the petitioners have been granted bail by the trial Court and their custody is not required by the Investigating Agency for investigation purposes.

5. Keeping in view the facts of the present case and the contentions of learned counsel for the parties and the fact that the custody of the petitioners are not required for any purpose and they are already on bail in this FIR, the present petition is **disposed of** and the petitioners are directed to appear before the learned trial Court/ Duty Magistrate on the date fixed and on moving an application for bail by the petitioners, the



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concerned Court shall release the petitioners on bail, subject to their furnishing bail bonds/ surety bonds to its satisfaction and imposing reasonable conditions as it may deem appropriate, in accordance with law.

(SUBHAS MEHLA)
JUDGE

28.11.2025
Sonia Puri

Whether Speaking/Reasoned: YES/NO
Whether Reportable: YES/NO