

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

2025:PHHC:178597



(104)

CRM-M-68741-2025

DATE OF DECISION: 23.12.2025

Balwinder Singh

.....Petitioner

VERSUS

State of Punjab

.....Respondent

CORAM HON'BLE MR. JUSTICE SUBHAS MEHLA

Present Mr.Rajat Dogra, Advocate, for the petitioner.
Mr.Anup Singh, AAG, Punjab.

SUBHAS MEHLA, J (ORAL)

1. Through the instant petition filed under Section 482 Bharatiya
Nagarik Suraksha Sanhita, 2023, prayer is for grant of anticipatory bail to
the petitioners in cross case registered vide GD No.19 dated 24.12.2021,
under Section 323, 324, 326,148 and 149 IPC (offence under Section 307
IPC and Section 25 of Arms Act added lateron), in FIR No.338 dated
17.12.2021, under Sections 323, 325, 326, 308,148,149 IPC and Section 3 of
SC/ST Act, 1989, registered at Police Station Ajnala, District Amritsar.

2. Learned counsel for the petitioner submitted that the petitioner
was earlier granted concession of anticipatory bail and he joined the
investigation and the interim relief granted was also made absolute vide
order dated 13.07.2022, passed in CRM-M-19015-2022 but lateron Section
307 IPC is added; no specific role is attributed to the petitioner and he is
stated to be part of an unlawful assembly. Hence, the petitioner is not
required for any custodial interrogation or recovery purpose and he has not
misused the concession of bail. The petitioner is having clean and clear
antecedents as he is not involved in any other criminal activity, except the

present case.



3. Notice of motion.
4. In pursuance of advance notice, Mr.Anup Singh, AAG, Punjab, appeared and accepted notice on behalf of respondent/State and very fairly admitted that no specific role is attributed to the petitioner and he was earlier granted concession of bail and joined investigation.
5. Heard.
6. Keeping in view the facts and circumstances of the present case and the fact that earlier, the petitioner has joined the investigation and has neither misused the concession of bail nor has tamper with prosecution evidence in any manner; nor any incident of threatening the witness has been surfaced since he had been granted bail, he is again directed to join the investigation as and when called upon to do so. In the event of his arrest, the petitioner shall be admitted to bail on already furnished bail/surety bonds and shall also abide by the conditions as envisaged under Section 482(2) of the BNSS (*erstwhile Section 438(2) Cr.P.C.*).
7. Nothing observed hereinabove shall be construed to be expression of an opinion by this Court on merits of the case.

23.12.2025
mamta

(SUBHAS MEHLA)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No