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(113+208)

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CRM-M-5153-2026 (O&M)

Date of Decision: 22.05.2026

MOHAN SINGH ALIAS MOHAN SINGH TOOR

... Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Vinod Ghai, Sr. Advocate with  
Ms. Kashish Sahni, Advocate  
for the petitioner.

Mr. Harkanwar Jeet Singh, Asstt. A.G., Punjab.

Mr. Udayveer Kamboj, Advocate  
for the complainant.

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JASJIT SINGH BEDI, J.

CRM-22792-2026

The present application has been filed by the applicant-petitioner  
for placing on record Annexures A-1 & A-2.

For the reasons mentioned in the application, the same is allowed  
and Annexures A-1 & A-2 are taken on record.

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The prayer in the present petition under Section 483 of BNSS,  
2023 is for the grant of regular bail in case bearing FIR No.66 dated  
30.03.2025 registered under Sections 109, 115(2), 118(1), 304, 127(2),

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331(6), 190, 191(3) of BNS, 2023 and Section 25 of Arms Act at Police Station Dharamkot, District Moga.

2. The present FIR came to be registered at the instance of Kuldeep Singh S/o Bachan Singh and the same reads as under:-

*“Statement of Kuldeep Singh son of Bachan Singh son of Ganga Singh resident of Bhinder Kalan, District Moga, aged approximately 56 years, Phone No: 9530525535. Stated that I am a resident of the aforesaid address and work in agriculture. Outside our village, in the fields, Gurudwara Sri Akhand Prakash Bhinder Kalan is built. The management of the Gurudwara Sahib is handled by Baba Kapoor Singh. I and other villagers also provide langar (community kitchen) service for the Sangat at Gurudwara Sahib. Baba Nazar Singh and Baba Amritpal Singh assert their right over the management of Gurudwara Sahib. Due to this, Baba Nazar Singh and others hold a grudge against Baba Kapoor Singh. On 03.12.2024, the annual Barsi of Baba Mohan Singh was being organized at the said Gurudwara Sahib. During this, Baba Nazar Singh and his supporters created a lot of ruckus in the Kirtan Darbar Hall, due to which the Sangat present in the Diwan Hall protested significantly, but both parties calmed down at the spot. Then, on 06.01.2025, during the Prakash Purab of Sri Guru Gobind Singh Ji, Baba Nazar Singh's faction again created a ruckus and tried to snatch the management of Gurudwara Sahib, and there was a lot of pushing and shoving. On 07.01.2025, officials of the Civil Administration and Police Administration explained to both parties. Baba Nazar Singh and his supporters were respectfully sent out of the Gurudwara Sahib. During the Sangrand of Magh month, Phaggan month, and Chait month, Baba Amritpal Singh and his supporters, at the instigation of Baba Nazar Singh, created a lot of ruckus. The administration had calmed both parties down by explaining to them. With the consent of both parties, Tehsildar Dharamkot had put iron locks on the parking*



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entry gate, the deodi entry gate, and the gate on the road leading to Kokri side of Gurudwara Sahib and kept the keys with himself so that no untoward incident would occur. For the surveillance of Gurudwara Sahib, as per the orders of Baba Kapoor Singh, 10 persons stay in Gurudwara Sahib every day during the night and day. On 29.3.2025, for the night surveillance of Gurudwara Sahib, I, Balwinder Singh son of Ghamand Singh, Lovepreet Singh son of Nirmal Singh, Navjot Singh son of Dharminder Singh, Gagandeep Singh son of Harvinder Singh, Gurcharan Singh son of Gurdev Singh and Kuldip Singh son of Jagir Singh residents of Bhinder Kalan, and Gurdeep Singh son of Santokh Singh resident of Bhinder Khurd, District Moga, and Surjit Singh son of Gurdial Singh resident of Tugal Tehsil Raikot, District Ludhiana, were present at Gurudwara Sahib. At around 1-2 AM, I was standing on the village gate side, observing, when I saw from a distance that many people were approaching us on foot from the side of the gate near the Kokri side, crossing the field. I informed my companions about them, and they also came out of the room empty-handed and started looking towards them. Meanwhile, the said individuals, including Baba Nazar Singh resident of Gurudwara Banga Sahib, Sri Amritsar Sahib, who was holding a kirpan, Baba Amritpal resident of Alachaur Police Station Sadar Nawan Shahar with a kirpan, Parminder Singh resident of Dhudike with a baseball bat, Mohan Singh son of Harbhajan Singh resident of Bhinder Kalan with a kirpan, Amrik Singh son of Joga Singh resident of Bhinder Kalan with a baseball bat, Sukhmandar Singh son of Gurdeep Singh resident of Bhinder Kalan with a 12 bore rifle, Bhajan Singh son of Harnek Singh alias Neki resident of Bhinder Kalan with a baseball bat, Rajdeep Singh Khaira son of Gurbhej Singh resident of Bhinder Kalan with a kirpan, and Kulwant Singh son of Channan Singh, Panchayat Member resident of Bhinder Kalan, Shinder Singh, Panchayat Member Bhinder Kalan with a baseball bat, and Amritpal Singh son of Shinderpal Singh resident of Bhinder Kalan with a kirpan, and 30-35 other unidentified



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*individuals armed with deadly weapons, approached us. Then Amritpal Singh resident of Alachaur challenged his companions, and raised Lalkara, "Today, Kuldip Singh and others should not escape; teach them a lesson for supporting Baba Kapoor Singh." Upon hearing this, Amrik Singh son of Joga Singh resident of Bhinder Kalan hit me with his baseball bat, which struck the right side of my head. Then Sukhmandar Singh son of Gurdeep Singh resident of Bhinder Kalan tried to hit my head with the butt of his 12 bore rifle. To protect my head, I raised my right arm, and it struck my arm. Then Mohan Singh son of Harbhajan Singh resident of Bhinder Kalan, with the intention to kill, aimed a kirpan blow at my head. I moved back, and it struck the left side of my chest near the heart. I fell to the ground, and Bhajan Singh son of Harnek Singh alias Neki resident of Bhinder Kalan hit me with his baseball bat, which struck my left knee. Their companions beat me with two baseball bats and kicks while I was on the ground. When my companions tried to rescue me from them, Sukhmandar Singh started firing aerial shots with his rifle, and all of them jointly beat my companions Balwinder Singh, Lovepreet Singh, Navjot Singh, Gagandeep Singh, Gurcharan Singh, Gurdeep Singh, Kuldip Singh, and Surjit Singh with their respective deadly weapons. We all shouted loudly, and many devotees from our village gathered at Gurudwara Sahib. Surjit Singh told me that Bhajan Singh son of Harnek Singh alias Neki resident of Bhinder Kalan forcibly took my purse from my shirt pocket, which contained Rs. 2000/- cash and my Aadhar card in the name of Surjit Singh. All the aforesaid accused locked us in a room from outside and left. Then Amardeep Singh and other respectable persons came to our room, opened the door, and took us out of the room. They arranged for vehicles and admitted all of us to Civil Hospital Moga for treatment, where I, Kuldip Singh son of Jagir Singh, Balwinder Singh son of Ghamand Singh, Gurcharan Singh son of Gurdev Singh, Lovepreet Singh son of Nirmal Singh are undergoing treatment. Gurdeep Singh son of Santokh Singh, Navjot Singh son of Dharaminder Singh,*

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*Gagandeep Singh son of Harvinder Singh were discharged by the doctor after primary aid. Necessary: action should be taken against the aforesaid accused. I have dictated my statement to you in the presence of Amardeep Singh, read it and heard it. It is correct. Sd/- Kuldeep Singh.”*

3. The learned Senior counsel for the petitioner contends that the injury attributed to the petitioner would be grievous in nature. One Sukhmandar Singh who is stated to have fired shots with his revolver without causing any injury to any person had been granted the concession of bail. Initially, a DDR No.29 dated 19.03.2026 was registered at the instance of one Amardeep Singh from the side of the complainant to the effect that he had received a threatening call on 13.01.2026 at the instance of the petitioner. Later, during the pendency of the present petition, a new version has been coined up and it has been alleged that one Amrik Singh informed Amardeep Singh that a demand of Rs.50,00,000/- was being made by Manpreet Singh alias Mani Bhinder and Amardeep Singh was asked to get the case registered against the petitioner withdrawn. He contends that this version has led to the registration of FIR No.114 dated 12.05.2026 U/s 308(2), 351(3), 3(5) of BNS, 2023 Police Station Dharamkot, District Moga which is apparently an improved version. As the petitioner is in custody since 24.11.2025 but none of the 22 prosecution witnesses has been examined so far, the Trial of the present case is not likely to be concluded anytime soon and therefore, he is entitled to the concession of bail.

4. A short reply dated 19.05.2026 by way of an affidavit of Sukhwinder Singh, PPS, Deputy Superintendent of Police, Sub-Division

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Dharamkot, District Moga has been filed on behalf of the State by the learned counsel for the State. The same is taken on record. While referring to the reply, he contends that serious allegations have been levelled against the petitioner and his co-accused. Further, an FIR No.66 dated 30.03.2025 U/s 109, 115(2), 118(1), 304, 127(2), 331(6), 190, 191(3) of BNS, 2023 and Section 25 of Arms Act, Police Station Dharamkot, District Moga stands registered at the instance of one Amardeep Singh an associate of the present complainant Kuldeep Singh. The nature of the allegations levelled against the petitioner do not entitle him to the concession of bail. He, however, concedes that the petitioner is in custody since 24.11.2025 but none of the 22 of the prosecution witnesses has been examined so far.

5. On the other hand, the learned counsel for the complainant contends that the allegations levelled against the petitioner are grave and inasmuch as he attempted to target the head of the injured but ended up causing grievous injuries on the chest. Further, threats have been meted out to the complainant party. Therefore, the petitioner is not entitled to the concession of bail.

6. I have heard the learned counsel for the parties.

7. The veracity of the prosecution case against the petitioner and his co-accused shall be adjudicated upon during the course of the Trial. Admittedly, the petitioner is a first-time offender, in custody since 24.11.2025 but none of the 22 prosecution witnesses has been examined so far. Therefore,



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the Trial of the present case is not likely to be concluded anytime soon. In this situation the further incarceration of the petitioner is not required.

8. Thus without commenting on the merits of the case, the present petition is allowed and the petitioner-Mohan Singh Alias Mohan Singh Toor S/o Harbhajan Singh is ordered to be released on bail subject to his furnishing bail bonds and surety bonds to the satisfaction of learned CJM/Duty Magistrate, concerned.

9. The petitioner shall appear before the police station concerned on the first Monday of every month till the conclusion of the Trial and inform in writing each time that he is not involved in any other crime other than the cases mentioned in this order.

10. If the petitioner or his family members/associates make any attempt to contact/threaten/intimidate the witnesses in the present case, the State would be at liberty to move an application for cancellation of bail granted vide this order.

11. In addition, the petitioner (or anyone on his behalf) shall prepare an FDR in the sum of Rs.2,00,000/- and deposit the same with the Trial Court. The same would be liable to be forfeited as per law in case of the absence of the petitioner from the trial without sufficient cause.

12. The petition stands disposed of.

**(JASJIT SINGH BEDI)**  
**JUDGE**

**22.05.2026**

JITESH

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