



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH.

206 CRM-M-21875-2026 (O&M).
Date of Decision: 19.05.2026.

Kuljinder Singh @ GindriPetitioner.

VERSUS

State of PunjabRespondent.

CORAM : HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Amritpal Singh Mann, Advocate for the petitioner.
Mr. Manjinder Singh Bhullar, DAG, Punjab.

SANJAY VASHISTH, J. (Oral)

1. Prayer in this petition, filed under Section 482 of the BNSS, 2023 (earlier Section 438 Cr.P.C.), is for grant of anticipatory bail to the petitioner, who has been booked in a criminal case arising out of First Information Report, as detailed hereunder:-

Name of petitioner(s)	FIR No.	Date	Section(s)	Police Station	District
Kuljinder Singh @ Gindri	18	19.01.2026	126(2), 115(2), 351(3), 3(5) of BNS, 2023 and section 304(2) of BNS, 2023 added later on (corresponding sections 341, 323, 506, 34 and 379 of IPC)	Amargarh	Malerkotla

2. On 21.04.2026, following order was recorded:-

- “1. xxx
2. Learned counsel for the petitioner, inter alia, contends that the alleged incident is stated to have occurred on 17.01.2026 at about 7:30 PM. In the FIR, complainant-Sukhpal Singh, has alleged that petitioner, along with co-accused, assaulted him with iron rods near a village canal and attempted to throw him into the canal.

It is further submitted that FIR came to be registered only on 19.01.2026, i.e. after an unexplained delay of two days. Subsequently, a supplementary statement was recorded, wherein the complainant improved his version, by alleging that the accused persons fled from the spot after taking away his mobile phone and cash amounting to Rs.5,000 kept under the mobile cover.

Further submits that FIR was initially registered under bailable offences; however, at a later stage, Section 304(2) BNS (corresponding to Section 379 IPC) was added, with intent to convert the case into a non-bailable one.

3. *It is also contended that petitioner and complainant are related to each other, and in fact, petitioner himself sustained four injuries in the occurrence. He was found unconscious at the spot and was shifted to the hospital by his cousin. In this regard, a video recording as well as Medico-Legal Report (MLR), has also been annexed by the petitioner, in support of his version.*

It is further alleged that police have acted in a biased manner by completely ignoring the petitioner's version of events, failing to register any cross-case or Daily Diary Report (DDR), and proceeding under political influence.

Lastly, it is submitted that petitioner is ready and willing to join the investigation and to fully cooperate with the investigating agency. Thus, counsel prays for grant of anticipatory bail to the petitioner in the present case.

4. *Notice of motion.*

5. *On advance notice, Mr. Neeraj Madaan, Sr. DAG, Punjab, puts in appearance on behalf of the respondent – State, and seeks some time to file status report in the matter.*

6. *Adjourned to 19.05.2026.*

7. *Meanwhile, the petitioner is directed to join the investigation as and when required to do so by the Investigating Agency. In the event of his arrest, the petitioner shall be released on ad-interim bail, subject to his furnishing bail bonds to the satisfaction of the Arresting Officer. The petitioner shall also abide by all the conditions laid down under Section 482(2) of BNSS, 2023 (earlier Section 438(2) Cr.P.C.).*

8. *Besides, it is directed that petitioner would hand over his passport to the Investigating Agency or to Court concerned, if he possesses. Otherwise, would submit an affidavit, disclosing the fact that he does not possess any passport.*

It is also directed that before leaving country any time during trial, petitioner would seek prior permission of the Court.”

3. Continuing the submissions, learned counsel for the petitioner contends that in compliance of the order dated 21.04.2026, passed by this Court, petitioner has joined the investigation, and has fully co-operated.

Therefore, learned counsel prays for confirmation of the said interim anticipatory bail order.

4. Learned State counsel on instructions, confirms the said averment made by counsel for the petitioner of joining the investigation by the petitioner, and submits that as of now, custodial interrogation of the petitioner is not required for the purpose of investigation.

5. Heard learned counsel for the parties.

6. Since, petitioner has already joined the investigation and custodial interrogation is no more required; ad-interim bail order dated 21.04.2026, passed by this Court is hereby made absolute. Accordingly, present petition is allowed.

However, petitioner shall continue to join the investigation as and when required to do so and abide by all the terms and conditions laid down under Section 482(2) of BNSS, 2023.

7. Besides, it is directed that petitioner would hand over his passport to the Investigating Agency or to Court concerned, if he possesses. Otherwise, would submit an affidavit, disclosing the fact that he does not possess any passport.

8. Accordingly, petition stands disposed of.

(SANJAY VASHISTH)
JUDGE

19.05.2026
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Whether speaking/ reasoned	:	Yes/ No
Whether Reportable	:	Yes/ No