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IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH

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CRM-M-60015-2025 (O&M)
Date of decision: 10.03.2026

Ravi Kumar Patel ...Petitioner

Versus

State of Punjab ...Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present:- Mr. Bhawesh Chaudhary, Advocate
For the petitioner.

Ms. Ruchika Sabherwal, Senior DAG, Punjab.

Mr. Harjinder Singh, Advocate
For the complainant.

MANISHA BATRA, J. (Oral)

1. Prayer in this petition, filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 (*for short 'BNSS'*), is for grant of anticipatory bail to the petitioner in FIR No. 128 dated 17.06.2025, registered under Sections 109, 125, 191(3) and 190 of BNS, 2023 and Section 25 of the Arms Act, 1959 (Section 109 of BNS, 2023 deleted later on) at Police Station Basti Bawa Khel, Jalandhar.
2. The aforementioned FIR was registered on the basis of the statement recorded by complainant Arjan alleging therein that on the intervening night of 16-17.06.2025, on the asking of his friend Jahid Khan, he along with his cousin Vansh had gone to attend the birthday function of his friend Vishal. When after having meals in the said function, they came out of

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the tent in order to leave, they were intercepted by the present petitioner, who accompanied by the co-accused started verbal altercation with them and also started hurling abuses to them. Then, the petitioner took out a revolver and fired two shots in the air. On instigation of co-accused, Dharminder Mishra, he again fired three-four shots with his revolver. The pellets hit the left elbow of the complainant. He raised clamour and then the petitioner and other accused fled away from the spot. The complainant was rushed to the hospital and was provided medical treatment. Even Jahid Khan sustained some injuries and was medico-legally examined. After registration of the FIR, investigation proceedings were initiated. During the course of investigation, offence under Section 109 of BNS, 2023 was deleted. Apprehending his arrest, the petitioner had moved an application for grant of anticipatory bail before the Court of learned Additional Sessions Judge, Jalandhar but the same had been dismissed, vide order dated 17.10.2025.

3. It is argued by learned counsel for the petitioner that he has been falsely implicated in this case. A false recovery of empty cartridges has been planted upon him. He was not present at the spot. There is no material on record to connect him with the crime. The prosecution version is full of inconsistencies. The alleged injury on the person of the complainant was self inflicted. As per the MLR, this injury was simple in nature. The complainant even did not get his x-ray examination conducted. He had left the hospital against the medical advice (lama), which shows the falsity of his version. No other person had sustained injury in the incident. A false story has been concocted to implicate the petitioner intentionally due to some previous enmity. The petitioner is ready to join the investigation. His custodial

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interrogation is not required. No recovery is to be effected from him. No useful purpose would be served by detaining him in custody. Therefore, it is urged that the petition deserves to be allowed.

4. Status report has been filed by the respondent-State. Learned State counsel, assisted by learned counsel for the complainant, has argued that the petitioner was the principal accused, who had taken out his licensed revolver and had fired multiple shots in the air amongst the crowd present in the aforesaid function. He had fired three-four shots from his revolver in clear disregard to human lives, which resulted into causing injuries to the complainant and his cousin as well as Jahid Khan. The weapon used by the petitioner is yet to be recovered. The allegations against him are serious in nature. His custodial interrogation is required for conducting proper investigation in the matter as well as for effecting aforesaid recovery. It is, thus, argued that the petition is liable to be dismissed.

5. This Court has heard the rival submissions.

6. The petitioner is alleged to have taken out his revolver and fired multiple shots in a public gathering, which resulted in injuries to the complainant and other victims. The allegations against the petitioner are serious in nature. The weapon allegedly used in the commission of offence is yet to be recovered and the investigation is still in progress. In such circumstances, the custodial interrogation of the petitioner appears to be necessary for effective investigation and recovery of the weapon. Even otherwise, no exceptional or extraordinary case has been made out in favour of the petitioner for grant of anticipatory bail. The well settled proposition of law

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is that while considering an application for grant of anticipatory bail, the Court has to consider the nature of the offence, the role of the person, the likelihood of his influencing the course of investigation or tampering with evidence including intimidating witnesses. The powers under Section 482 of BNSS are to be exercised in extraordinary and sparing circumstances. More so, custodial interrogation of a suspected person is qualitatively more elicitation oriented than questioning a suspect who is well ensconced with a favourable order under Section 482 of BNSS. Many useful information can be disinterred during custodial interrogation. Keeping in view the discussion as made above, this Court is of the considered opinion that no extraordinary or sparing circumstance entitling the petitioner to seek concession of pre-arrest bail has been made out rather his custodial interrogation is required for thorough investigation in the matter by the police. Accordingly, finding no merit, the petition is dismissed.

7. It is made clear that the observations made hereinabove are only for the purpose of deciding the present petition and the same shall not be construed as an expression of opinion on the merits of the case.

10.03.2026

Waseem Ansari

(MANISHA BATRA)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No