

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

109

2026:PHHC:053958



CRM-M-60861-2025 (O&M).

Date of decision: 08.04.2026.

GURPREET SINGH

...Petitioner(s)

VERSUS

STATE OF PUNJAB

...Respondent(s)

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

PRESENT Mr. Manuj Nagrath, Advocate,
for the petitioner(s).

Dr. (Ms.) Savi Nagpal, AAG, Punjab.

VINOD S. BHARDWAJ, J. (Oral)

This is the first petition filed under Section 483 of the Bharatiya
Nagarik Suraksha Sanhita, 2023, for grant of regular bail to the petitioner in
case bearing FIR No.59 dated 03.04.2025, under Section(s) 109, 115(2),
118(1) and 351(3) of the Bharatiya Nyaya Sanhita, 2023 (hereinafter to be
referred as 'BNS 2023'), registered at Police Station Sadar Khanna, District
Ludhiana.

The aforesaid FIR was registered on the statement of Piara Singh
son of Pargat Singh. The translated version of the same is extracted as under:

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"I am a Kabaddi Player. I play Kabaddi in the Kabaddi

team of Shree Chamkaur Sahib. Yesterday dated 02.04.2025 I, along with Chamkaur Sahib Kabaddi team came to play Kabaddi tournament at Village Harbanspura, Police Station Sadar Khanna, District Ludhiana. Our team Chamkaur Sahib qualified for the semifinals after winning the matches then at about 9:30 PM semifinal match of our team Chamkaur Sahib with kabaddi team of Village Dhanauri was about to start. While I was entering the ground then Gurpreet Singh s/o Mahinder Singh resident of Latton Dana who was armed with an iron sword, with intention to kill, gave a blow of sword on my head which hit me on left side of my forehead and resultantly, I fell down and Gurpreet Singh kicked me while I was down. Blood started oozing profusely from my head and above mentioned Gurpreet Singh, on arrival of spectators at the spot, all of a sudden ran from the spot threatening to kill me yielding his sword. My father Pargat Singh s/o Kashmir Singh resident of Bhaini Sahil. District Ludhiana had also come to watch the match at Village Harbanspura and he along with my teammates brought me to CH Samrala for treatment where doctor after giving First Aid referred me to Government College and Hospital Sector 32 Chandigarh where I am under treatment. Motive behind this is that earlier I used to play kabaddi in the kabaddi team of Gurpreet Singh but now I started playing kabaddi separately and due to this reason above mentioned Gurpreet Singh injured me by hitting me with Kirpan. Appropriate legal actions be taken against Gurpreet Singh.”

Learned counsel appearing on behalf of the petitioner contends that the petitioner is in custody since 01.09.2025. He submits that the petitioner has been attributed injury with kirpan on the forehead of the complainant. He submits that the said injury was, however, found to be simple in nature. He submits that Section 109 of the BNS, 2023 has been added on

the basis of the seat of injury and the nature of the weapon used i.e. kirpan and also by attributing intent, however, the injury on its own is not dangerous to life. He contends that the petitioner was nominated as an accused in one another FIR registered in the year 2021 bearing FIR No.141 of 2021 registered under Sections 148, 307, 427 and 506 of the Indian Penal Code, 1860, at Police Station, Koom Kalan, however, the petitioner has been enlarged on bail in the said FIR as well. He further submits that investigation in the present case has already been concluded, however, no witness has been examined so far.

State counsel, on the other hand, contends that the petitioner has criminal antecedents. She, however, does not dispute that out of total 10 witnesses cited by the prosecution, no witnesses has been examined so far. Further, custody period already undergone by the petitioner and that the petitioner is on bail in another FIR is also not disputed.

Having heard the counsel for the respective parties and without commenting anything on the merits of the present case and further taking into consideration the period of custody already undergone by the petitioner, the nature of the injury attributed to him being simple in nature as well as the stage of trial wherein no witness has been examined so far, I deem it appropriate to allow the present petition. Accordingly, the present petition is allowed. The petitioner is ordered to be released on bail on his furnishing requisite bail bond/surety bond to the satisfaction of the Trial Court/Duty Magistrate, concerned.

It is made clear that the petitioner shall not extend any threat and shall not influence any prosecution witnesses in any manner directly or indirectly.

The observation made hereinabove shall not be construed as an expression on the merits of the case and the trial Court shall decide the case on the basis of available material.

April 08, 2026.
raj arora

(VINOD S. BHARDWAJ)
JUDGE

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