



CRM-M-66598-2025(O&M)

1

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

112

CRM-M-66598-2025(O&M)
Decided on: 26.02.2026

Jaspreet Singh @ Simi and anotherPetitioners

Versus

State of PunjabRespondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Kuldeep Singh Saini, Advocate for the petitioners.

Mr. Neeraj Madaan, Sr. DAG, Punjab.

Mr. Amrik Singh, Advocate for the complainant.

SANJAY VASHISTH, J.

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 petitioners, who have been booked in a criminal case arising out of First Information Report, as detailed hereunder:-

Name & age of Petitioner (s)	FIR No.	Date	Section(s)	Police Station	District
Jaspreet Singh @ Simi Arshveer Singh @ Arsh	0132	05.08.2025	333,115(2), 118(1),191(3),351(2) of BNS	Sadar Rupnagar	Rupnagar

2. On 13.01.2026, following order was passed:-

“CRM-49114-2025

Application is allowed as prayed for subject to all just exceptions. Annexures P-10 and P-11 are taken on record.

CRM-M-66598-2025

Prayer in the present petition filed under Section 482 of the BNSS, 2023 is for grant of anticipatory bail to



the petitioners in case FIR No.132 dated 05.08.2025 registered under Sections 333, 115(2), 118(1), 191(1) and 351(2) of the Bharatiya Nyaya Sanhita, 2023, at Police Station Sadar Rupnagar, District Rupnagar.

Status report has already been filed by the learned State counsel.

Brief facts as per the prosecution case are that on 29.07.2025 at 9.30 pm, when the complainant was standing at the gate of his house, suddenly co-accused Jarnail Singh, Harbans Singh @ Soni, Inderjit Singh @ Laadi and Rani including the petitioners, armed with gandasi and kirch had come there in drunkard condition and started shouting and abusing. When the complainant told them to stop abusing, they attacked the complainant and his family members.

Learned counsel for the petitioners contends that the petitioners have been falsely implicated in the present case with an intention to rope the entire family. He contends that the present case is of version and cross-version rather it was the complainant party who was the aggressor. He further contends that the petitioners also received injuries in the alleged incident at the hands of complainant party. No recovery is to be effected from the petitioners. Further, co-accused Inderjit Singh, Rani, Manjinder Singh and one other co-accused have already been granted the concession of anticipatory bail by this Court, vide orders dated 26.08.2025, 10.09.2025 and 21.11.2025 respectively. Learned counsel has further submitted that the petitioners are ready and willing to join the investigation as and when called upon to do so by the investigating agency.

On the other hand, learned State counsel while referring to the status report, has opposed the prayer for grant of anticipatory bail, by submitting that petitioners



have actively participated in the incident as they caused injuries to the complainant with blunt weapons.

List on 26.02.2026.

In the meantime, the petitioners are directed to join investigation within a week from today and would appear as and when required by the Investigating Officer and cooperate with the Investigating Agency. In the event of arrest, they shall be admitted to interim bail on furnishing of bail/surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioners shall also abide by the conditions as envisaged under Section 482(2) of BNSS, 2023. ”

3. Continuing his submissions, learned counsel for the petitioners submits that, as per the allegations, injury on head was caused by co-accused Arsh; however, none of the injuries sustained by any of the injured persons is declared grievous, and the all such injuries were found to be simple in nature.

Learned counsel for the petitioners further contends that, in compliance with the order dated 13.01.2026 passed by the Co-ordinate Bench of this Court, petitioners have joined the investigation and have extended full cooperation. He, therefore, prays for confirmation of the interim anticipatory bail order.

4. Learned State counsel, on instructions, confirms the said contention by referring to paragraph No. 5 of the status report; however, he submits that the recovery of the weapons, i.e., *Kirch* and *Gandassi*, could not be effected due to the non-cooperation of the petitioners. He thus prays for their further custodial interrogation.

**CRM-M-66598-2025(O&M)****4**

5. I have heard learned counsel for the parties and perused the paper-book.

6. Admittedly, the injuries have been declared simple in nature, and none of them has been described as grievous. Petitioners are aged about 19 years and, in compliance with the directions issued by the Co-ordinate Bench of this Court, have already joined the investigation.

The objection raised by the learned State counsel regarding non-recovery of the weapons has also been considered. This Court is of the view that, as per settled law, an accused cannot be compelled or pressurized to produce evidence against himself. Moreover, it was incumbent upon the Investigating Officer, during the course of the investigation, particularly when the petitioners had already joined the investigation, to ascertain the truth. In case of any non-cooperation, the same can be recorded in the case diary so that its effect may be adjudicated during the course of trial.

Accordingly, the ad-interim bail order dated 13.01.2026, passed by the Co-ordinate Bench of this Court, is hereby made absolute. The present petition is, therefore, allowed.

However, petitioners 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.

However, present order would be subject to the submission of their passport to the Investigating Agency or to Court concerned, if they possesses, within a period of one week from today. Otherwise, they



CRM-M-66598-2025(O&M) **5**

would submit an affidavit, disclosing the fact that they do not possess any passport.

It is clarified that in case, aforesaid condition is not complied with, this order would be considered as non est automatically.

7. Accordingly, petition stands disposed of.

(SANJAY VASHISTH)
JUDGE

26.02.2026
Rashmi

Whether Speaking/Reasoned: **YES/NO**
Whether Reportable: **YES/NO**