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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CRM-M-73746-2025 (O&M)
Date of Decision:27.03.2026

Malkit Singh

....Petitioners

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present: Mr. Sukhvir Gill, Advocate, for the petitioners.
Mr. Jasjit Singh, DAG, Punjab.

AMAN CHAUDHARY, J. (Oral)

1. The present petition has been filed under Section 482 of the BNSS, 2023 for grant of concession of anticipatory bail to the petitioners in case FIR No.89 dated 30.05.2014, under Sections 307, 324, 323, 34, 201 IPC, registered at Police Station Passiana, District Patiala.

2. On 26.12.2026, this Court had passed the following order:-

“1. Present petition has been filed by the petitioner, seeking grant of anticipatory bail, in case, FIR No.89, dated 30.05.2014, under Sections 307, 324, 323, 34, 201 of IPC, registered at P.S. Passiana, District Patiala, who has been summoned under Section 319 of Cr.P.C., to face trial in case No.SC/109/2019, titled as ‘State vs. Dalip Singh and others’, pending before the Court of Sh. Kamaldeep Singh Dhaliwal, Additional Sessions Judge, Patiala.



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2. Examining the present petition, it is found that qua the other two co-accused, namely, Jagjit Singh and Parminder Singh alias Soni, who were also summoned under Section 319 of Cr.P.C. in the same FIR (supra), this Court has passed the following order dated 06.11.2025 in CRM-M-55764-2025 and CRM-M-55826-2025, which were filed by them:-

“1. Both the aforementioned petitions have been filed under Section 482 of BNSS, 2023, for grant of anticipatory bail to the petitioners, in case, FIR No.89 dated 30.05.2014, under Sections 307, 324, 323, 34, 201 of IPC, registered at Police Station Passiana, District Patiala, who have been summoned under Section 319 Cr.P.C. to face trial, in case No.SC/109/2019, titled as “State vs. Dalip Singh and others”, pending before the Court of learned Additional Sessions Judge, Patiala.

2. Petitioner – Jagjit Singh, aged 47 years has filed the petition, i.e. CRM-M-55764-2025, and petitioner– Parminder Singh @ Soni, aged 42 years, has filed petition, i.e. CRM-M-55826-2025.

3. Counsel for the petitioners submits that during the auction proceedings conducted on 30.05.2014, complainant, Maninder Singh, was present along with his father, paternal uncle Amar Singh, and maternal uncle Naseeb Singh. It is alleged that a quarrel broke out in the village during the proceedings, which led to the registration of aforementioned FIR against 14 individuals, namely:-

- (1) Bichhu @ Jaspreet Singh (armed with kirch),
- (2) Laddi @ Gurpreet Singh (armed with stick/danda),
- (3) Joginder Singh (armed with gandas),
- (4) Tarlok Singh (armed with soti),
- (5) Gurbachan Singh (armed with danda),



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- (6) Chaini @ Sukhchain Singh (armed with danda),
- (7) Baldev Singh (armed with stick),
- (8) Gony @ Amaninder Singh (armed with daang),
- (9) Bittu @ Jagjit Singh (armed with daang),
- (10) Soni @ Palwinder Singh (armed with daang),
- (11) Devinder Singh (armed with baseball stick),
- (12) Malkiat Singh (armed with bat),
- (13) Dalip Singh s/o Gurbax Singh (armed with khunda),
- and
- (14) Sarpanch Dalip Singh, who allegedly raised a lalkara, stating “Ehna Nu Majja Chakhuana Boli Da”.

4. Following investigation, final report under Section 173 Cr.P.C. was submitted, wherein 10 individuals were placed in column No.2 as having been found innocent, namely:-

- (1) Bichhu @ Jaspreet Singh,
- (2) Laddi @ Gurpreet Singh,
- (3) Gurbachan Singh,
- (4) Chaini @ Sukhchain Singh,
- (5) Baldev Singh,
- (6) Bony @ Amaninder Singh,
- (7) Bittu @ Jagjit Singh,
- (8) Soni @ Parminder Singh,
- (9) Devinder Singh, and
- (10) Malkiat Singh.

However, vide order dated 07.08.2025, all the ten aforementioned individuals have now been summoned under Section 319 Cr.P.C., having been nominated as accused based solely on the statement of the complainant, who appeared as PW-2.



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5. Counsel for the petitioners further submits that petitioners, Jagjit Singh (in CRM-M-55764-2025) and Parminder Singh @ Soni (in CRM-M-55826-2025), have not been assigned any specific role in causing injury or acts dangerous to life. Moreover, investigation did not reveal any involvement of the petitioners in the incident. Summoning them merely on the basis of the complainant's statement does not establish a prima facie case warranting a likelihood of conviction. However, both the petitioners are ready to cooperate with the trial and appear before the concerned Court, provided they are protected from arrest. Thus, counsel prays for grant of anticipatory bail to both the petitioners in the present case.

6. Notice of motion.

7. 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.

8. Adjourned to 17.11.2025.

To be shown in the urgent list.

9. However, it is clarified that in case, both the petitioners put an appearance before the trial Court on the date already fixed before it, i.e. 12.11.2025, they shall be released on interim bail, subject to their furnishing bail bonds to the satisfaction of the trial Court. The petitioners shall also abide by all the conditions laid down under Section 482(2) of BNSS, 2023 (earlier Section 438(2) Cr.P.C.).

10. Besides, it is directed that petitioners would hand over their passport to the Court concerned, if they possess. Otherwise, would submit an affidavit, disclosing the fact that they do not possess any passport. It is also directed that



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before leaving country any time during trial, petitioners would seek prior permission of the Court.

11. A photocopy of this order be placed on the file of other connected case.”

4. Subsequently, the said concession of bail was made absolute by this Court, vide common order dated 17.11.2025, consequent upon appearance of the aforementioned two co-accused before the concerned Court.

5. Petitioner has also been summoned under Section 319 of Cr.P.C. Allegation against the petitioner, Malkit Singh, is that, in connivance with the other co-accused who were armed with deadly weapons, he caused grievous injuries to the complainant. During the course of investigation, petitioner moved an application asserting his innocence, pursuant to which the DSP, Samana, conducted a detailed inquiry. Upon inquiry, petitioner was found innocent and was consequently placed in Column No.2 of the *challan*. However, after the framing of charges, PW-2, i.e. complainant, while deposing on 21.10.2011, specifically implicated the petitioner by stating that he was armed with a bat and had caused specific injuries to the complainant.

6. Notice of motion.

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

8. List again on 28.01.2026.

9. To be heard along with CRM-M-70809-2025.

10. However, it is made clear that in case, petitioner puts in appearance before the trial Court on the next date already fixed before it, i.e. 08.01.2026, he shall be released on interim bail, subject to his furnishing bail bonds to the satisfaction of the trial Court. Petitioner shall also abide by all the conditions laid



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down under Section 482(2) of BNSS, 2023 (earlier Section 438(2) Cr.P.C.).

11. Besides, it is directed that petitioner would hand over his passport to the 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.”

2. Learned counsel has produced copy of order dated 23.03.2026, as per which, petitioner, who was summoned under Section 319 Cr.P.C., has now appeared before the trial Court, a fact affirmed by learned State counsel.

3. In view of the above and without expressing any opinion on the merits of the case, anticipatory bail petition filed by the petitioners are allowed and the order dated 26.12.2025 granting interim bail to him, is hereby made absolute, subject to compliance of conditions as specified under Section 438(2) Cr.P.C. (now 482(2) of BNSS, 2023)

(AMAN CHAUDHARY)
JUDGE

March 27, 2026
dinesh

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