



CRM-M-71035-2025 (O&M) 1

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

111

CRM-M-71035-2025 (O&M)
Date of Decision:30.03.2026

Sawinder Singh

....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARYPresent: Mr. Inder Pal Singh, Advocate,
for the petitioner.

Mr. Manipal Singh Atwal, 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 petitioner in case FIR No.481 dated 10.11.2024, under Sections 115(2), 118(1), 118(2), 351(1), 351(3) and 3(5) of BNS, 2023, registered at Police Station Goindwal Sahib, District Tarn Taran.

2. On 22.01.2026, this Court had passed the following order:-

“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 & age of Petitioner (s)	FIR No.	Date	Section(s)	Police Station	District
Sawinder Singh, aged about 50 years	481	10.11.2024	115(2), 118(1), 118(2), 351(1), 351(3), 3(5) of BNS	Goindwal Sahib	Tarn Taran

2. In response to the order dated 18.12.2025, status report dated 19.01.2026 has been filed by learned State counsel, which is already on the record of present petition.

3. Paragraph Nos.5, 6 and 7 of the status report reads as under:-

“MEDICO-LEGAL CERTIFICATE

5. That as per MLR bearing No.BS/60/SDHK/2024 dated 12.10.2024 pertaining to the injuries sustained by Charan Singh, total 7 injuries have been inflicted on his person and out of which, injury No.6 & 7 were declared as Simple in Nature and the injuries No.1 to 5 were kept under observation and after receiving the opinion from the board of doctors, the injury No.1 & 5 was declared as Grievous in Nature, injury No.2, 3 & 4 were declared as Simple in Nature. As per MLR bearing No.BS/61/SDHK/2024 dated 12.10.2024 pertaining to the injuries sustained by Manjinder Singh, total 8 injuries have been inflicted on his person and out of which, injury No.3 & 4 were declared as Simple in Nature and the injuries No.1, 2, 5, 6, 7 & 8 were kept under observation and after receiving the opinion from the board of doctors, the injury No.1, 2, 5, 6, 7 & 8 were declared as Simple in Nature. The MLR of the injured Charan Singh is annexed herewith as Annexure R-1 and the MLR of the injured Manjinder Singh is annexed herewith as Annexure R-2.

6. That the present cross case DDR as well as main case FIR are at the stage of investigation and after completion of investigation, the Final Report under section 193 of BNSS will be presented before the learned Court of Illaqa Magistrate, Khadur Sahib, District Tarn Taran at the earliest.

ROLE OF THE PETITIONER:

7. That as far as role of the petitioner Sawinder Singh is concerned, it is submitted that the petitioner was armed with deadly weapon i.e. Datar at the spot and he has



given datar blows upon the complainant and the injury attributed to the petitioner was declared as Grievous in nature. As such, the petitioner has committed the serious offence and he is certainly not entitled for the concession of anticipatory bail and the custodial interrogation of the petitioner is utmost required in the present case in order to recover the weapon and further to bring the investigation of the present case to its logical conclusion.”

4. Thus, as per the investigation conducted, injured Charan Singh suffered total seven injuries, out of which injury Nos.1 and 5 were declared grievous in nature. Another injured/complainant, namely Manjinder Singh, suffered total eight injuries; however, all the said injuries were declared to be simple in nature.

5. Allegation against the petitioner is that he caused a datar blow to Charan Singh, as a result of which grievous injuries were sustained.

6. Learned counsel for the petitioner submits that, in respect of the same incident, a cross-version in the form of DDR No.33 dated 23.11.2024 under Sections 118(2), 117(2), 115(2), and 3(5) of the Bharatiya Nyaya Sanhita had already been registered against the complainant party, at the instance of the petitioner’s side.

It is further submitted that in the said cross-version case, complainant in the present case, namely Manjinder Singh, has already been granted the concession of anticipatory bail, despite the fact that he was attributed with causing a datar blow on the right leg of Sawinder Singh (petitioner herein), which injury was also opined to be grievous in nature. In this regard, learned counsel has produced a copy of the order dated 19.11.2025 passed in CRM-M-28180-2025.



CRM-M-71035-2025 (O&M) 4

7. Learned counsel further argues that it is yet to be determined by the trial Court as to which party was the aggressor in the incident in question. Thus, prayer is made that petitioner's plea for anticipatory bail be considered by applying the principle of parity.

8. Adjourned to 29.04.2026.

9. 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.).

10. 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. Learned counsel submits that in pursuance of the aforementioned order, the petitioner has joined investigation. He further submits that in case the investigating agency requires the petitioner to appear, he shall make himself available without demur.

4. Learned State counsel, on instructions, submits that the petitioner has joined the investigation. He also submits that at this stage, the petitioner is not required for further custodial interrogation.



CRM-M-71035-2025 (O&M) 5

5. In view of the above and without expressing any opinion on the merits of the case, anticipatory bail petition filed by the petitioner is allowed and the order dated 22.01.2026 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)

6. However, it is made clear that if the petitioner fails to join and cooperate with the investigating agency as and when required, the State would be at liberty to move an application for cancellation of the present anticipatory bail granted to him.

(AMAN CHAUDHARY)
JUDGE

March 30, 2026
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Whether speaking	:	Yes/No
Whether reportable	:	Yes/No