



**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

213-2

**CRM-M-48250-2025
Date of decision: 14.10.2025**

KAMALPREET SINGH ALIAS SONI

....Petitioner

Versus

STATE OF PUNJAB AND ANOTHER

...Respondent

CORAM:- HON'BLE MS. JUSTICE RUPINDERJIT CHAHAL

Present:- Mr. Navjot Singh, Advocate for the petitioner.

Mr. Amit Shukla, DAG, Punjab.

Mr. Bhupinder Ghai, Advocate for respondent No.2.

RUPINDERJIT CHAHAL, J. (ORAL)

1. Prayer in the present petition filed under Section 482 of the BNSS, 2023 is for grant of anticipatory bail to the petitioner in case FIR No.91 dated 03.07.2025 registered under Sections 115(2), 331(6), 190, 191(3), 324(4) and 351(2) of the Bharatiya Nyaya Sanhita, 2023, at Police Station Sadar Ahmedgarh, District Malerkotla.

2. On 23.09.2025, following order had been passed: -

“Prayer in the present petition(s) filed under Section 482 of the BNSS, 2023 is for grant of anticipatory bail to the petitioner(s) in case FIR No.91 dated 03.07.2025 registered under Sections 115(2), 331(6), 190, 191(3), 324(4) and 351(2) of the Bharatiya Nyaya Sanhita, 2023, at Police Station Sadar Ahmedgarh, District Malerkotla.

Status report filed by learned State counsel, in Court today, is taken on record.



Brief facts as per the prosecution case are that the petitioners along with 15-16 unknown persons, armed with iron road, threw bricks and stones at the house of the complainant, in order to kill him and committed the offence of lurking house trespass. The petitioners and the complainant are stated to be relatives of each other.

Learned counsel for the petitioners contends that the petitioners are innocent and have been falsely implicated in the present case. It is contended that in fact, it is a case of version and cross-version and petitioners are in fact victims themselves and to buttress this argument, he has placed reliance on Annexure P-6 (MLR of the Kamalpreet Singh who is one of the petitioner and has received injuries with blunt weapon) and also Annexure P-7 which is MLR of one Pardeep Singh who is father of one of the petitioner. No injury or overt act has been attributed to the petitioners in the FIR. It is further argued that the complainant is the brother-in-law of Kamalpreet Singh. Due to long standing family disputes and personal differences, the present FIR has been lodged with mala fide intention to harass the petitioners. He further submits that Section 331(6) of BNS is added only to make the offence non-bailable, however, there are no such allegations in the FIR which attracts the same. It is submitted that the petitioners have no criminal record and are not involved in any other case. Except for Section 331(6) of BNS, all other offences invoked in the FIR are bailable in nature. It is further argued that the complainant and his family with an oblique motive to grab the property of Kamalpreet Singh have concocted a false story and falsely implicated the petitioners. 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 the allegations levelled



against the petitioner are serious in nature. However, he could not dispute the fact that the petitioners have clean antecedents and are first time offenders.

Learned counsel for respondent No.2/complainant, while opposing the petition for anticipatory bail, has contended that the petitioners have played an active role in the crime and they had entered the house of the complainant at night, used filthy language, threw stones at Bolero Car and had also thrown bricks and stones at the house of the complainant. He argued that the petitioners had also raised lalkaras and thus, they do not deserve the concession of bail.

List on 14.10.2025.

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.

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

3. Learned counsel for the petitioner submits that in compliance of the order dated 23.09.2025 passed by this Court, the petitioner has joined the investigation.

4. Learned counsel for the State, on instructions from ASI Harjinder Singh has submitted that the petitioner has joined the investigation and is no longer required for further investigation.

5. In view of the statement made by learned State counsel, the interim order dated 23.09.2025 is made absolute. The petitioner shall



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continue to join investigation, as and when called by the Investigating Officer and shall also abide by the conditions as provided under Section 482(2) of the BNSS.

14.10.2025

Mohit Bishnoi

**(RUPINDERJIT CHAHAL)
JUDGE**

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |