



CRM-M-43100-2025

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

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CRM-M-43100-2025 (O & M)

Date of decision: 22.09.2025

SUNNY MASIH

....Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. G.S.Randhawa, Advocate,
for the petitioner.

Mr. M.S.Bajwa, DAG, Punjab.

AMAN CHAUDHARY, J. (ORAL)

1. The present petition has been filed under Section 482 of BNSS, 2023 for grant of anticipatory bail to the petitioner in case FIR No.076 dated 14.12.2024 registered under Sections 333/118(1)/118(2)/115(2)/190/ 191(3)/351(2)/351(3) of BNS (Section 109 BNS added later on) at Police Station Ghanee Bangar, Police District Batala, District Gurdaspur.

2. On 08.08.2025, this Court had passed the following order:-

“Petitioner prays for grant of pre-arrest bail in FIR No.076 dated 14.12.2024 registered under Sections 333/118(1)/118(2)/115(2)/190/191(3)/351(2)/351(3) of BNS (Section 109 BNS added later on) at Police Station Ghanee Bangar, Police District Batala, District Gurdaspur.

Learned counsel for the petitioner contends that as per the allegations levelled by the complainant, the alleged occurrence had taken place on 24.11.2024, but the FIR was registered on 14.12.2024, i.e. after a delay of about 20

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days. Still further, as per the complainant, the petitioner was allegedly armed with a datar and gave a blow with it on the back side of the head of the complainant. It has also been falsely alleged that the petitioner had given a datar blow on the right side of head of Rajan Masih. However, the injuries, who were allegedly caused by the petitioner, have been declared to be simple in nature. He further relies upon the order dated 10.03.2025 passed by this Court, whereby the concession of interim anticipatory bail has been granted to Dalbara Masih @ Bara Masih and one another accused.

Notice of motion.

On the asking of Court, Mr. M.S. Bajwa, DAG, Punjab accepts notice on behalf of the respondent-State.

List on 22.09.2025.

In the meantime, the petitioner is directed to join the investigation. In the event of arrest, he shall be released on interim bail to the satisfaction of arresting/investigating officer subject to the conditions envisaged under Section 438 (2) Cr.P.C./482 (2) of BNSS, 2023.”

3. Learned counsel submits that in pursuance of the aforementioned order, the petitioner has not only joined investigation but also fully cooperated with the investigating agency. 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 from the Investigating Officer, affirms the factum of joining the investigation by the petitioner and cooperating with the investigating agency. He also submits that at this stage, the petitioner is not required for further custodial interrogation.

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 08.08.2025 granting interim bail to him, is hereby made absolute, subject to compliance of conditions as specified under Section 438(2) Cr.P.C./482(2) of BNSS, 2023.

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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.

22.09.2025

parveen kumar

(AMAN CHAUDHARY)
JUDGE

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No