



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

215-1

CRM-M-23416-2025

BARINDER SINGH

.....Petitioner

Versus

STATE OF PUNJAB

.....Respondent

CRM-M-23438-2025

JASPAL SINGH

.....Petitioner

Versus

STATE OF PUNJAB

.....Respondent

Decided on: 21.07.2025

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Arjun Kapur, Advocate,
for the petitioner.

Mr. Manjinder Singh Bhullar, DAG, Punjab.

SANJAY VASHISTH, J.

1. On 01.05.2025, following order was passed in both the petitions:-

“1. Prayer in this petitions, 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:-

<i>Name & age of Petitioner (s)</i>	<i>FIR No.</i>	<i>Date</i>	<i>Section(s)</i>	<i>Police Station</i>	<i>District</i>
<i>Barinder Singh, aged about 27 years, and Jaspal Singh, aged about 39 years</i>	<i>63</i>	<i>01.09.2021</i>	<i>324, 323, 341, 506, 427, 148 and 149 of IPC (Section 326 of IPC added later on)</i>	<i>Kheri Gandain</i>	<i>Patiala</i>



2. *Learned counsel for the petitioners, inter alia, contends that the incident in question occurred on 29.08.2021, and the impugned FIR was registered on 01.09.2021 under Sections 324, 323, 341, 506, 427, 148, and 149 of the IPC. The case was registered on the basis of the statement of the injured person, namely Labh Singh. After completion of the initial investigation, a cancellation report was submitted before the Court. However, pursuant to the order dated 30.11.2023 (Annexure P-5), further investigation was directed, during which the offence under Section 326 of the IPC has now been added.*

Further submits that once the act of causing injuries by the accused has been found to be doubtful by the investigating agency itself, the allegations warrant deeper scrutiny. In such circumstances, the truthfulness of the allegations must be established before the Court through affirmative evidence.

3. *Counsel for the petitioners also submits that, considering the fact that the incident occurred approximately three and a half years ago, the prosecution is unlikely to achieve any meaningful purpose by subjecting the petitioners to custodial interrogation at this stage. The petitioners, however, undertakes to fully cooperate with the investigation and abide by all terms and conditions, if granted the protection from arrest. Thus, prays for grant of concession of anticipatory bail to the petitioners in the present cases.*

4. *He also submits that the co-accused, namely, Aman Singh, filed petition i.e. CRM-M-22400-2025, whereby ad-interim bail has been granted to him by this Court, vide order dated 28.04.2025.*

5. *Notice of motion for 21.07.2025.*

To be heard along with CRM-M-22400-2025

6. *In the meanwhile, the petitioners are directed to join the investigation as and when required to do so by the Investigating Agency. In the event of their arrest, the petitioners shall be released on ad-interim bail, subject to their furnishing bail bonds to the satisfaction of the Arresting Officer. The petitioners shall also be abide by all the conditions laid down under Section 482(2) of BNSS, 2023 (earlier Section 438(2) Cr.P.C.).*

7. *Besides, it is directed that petitioners would hand over their passport to the Investigating Agency or to 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 before leaving country any time during trial, petitioners would seek prior permission of the Court.

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

2. Learned counsel for the petitioners (in both the cases) contends that in compliance of the order dated 01.05.2025, passed by this Court, the petitioners have joined the investigation, and have fully co-operated.

3. Learned State counsel on instructions, confirms the said averment and submits that the custodial interrogation of the petitioners would not be required now for the purpose of investigation.

4. Heard learned counsel for the parties.

5. Since the petitioners have joined the investigation and custodial interrogation is no more required, present petitions are allowed and ad-interim order dated 01.05.2025 passed by this Court (in both the cases), is hereby made absolute.

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.

6. Accordingly, present petitions stand disposed of.

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

(SANJAY VASHISTH)
JUDGE

21.07.2025
Lavisha

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