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

**CRM-M-7744-2025 (O&M)
Date of decision : 11.03.2025**

Balraj Singh Dhillon

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Rahul Arora, Advocate, for the petitioner.

Ms. Manjot Kaur, AAG, Punjab assisted by
Assistant Sub Inspector Raj Singh.

MAHABIR SINGH SINDHU, J.

Present petition under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short, 'the B.N.S.S.') has been filed for grant of pre-arrest bail to the petitioner in FIR No.0015 dated 16.01.2025 (P-1), under Sections 333 and 115(2) read with Section 3(5) of Bharatiya Nyaya Sanhita, 2023 (for short 'BNS') (Section 238 of BNS added vide rapat No.29 dated 19.01.2025), registered at Police Station City Faridkot, District Faridkot.

(2) Status report by way of affidavit dated 10.03.2025 of Tarlochan Singh, PPS, Deputy Superintendent of Police (Sub Division) Faridkot, District Faridkot, filed on behalf of respondent, is taken on record. Copy thereof supplied to the opposite side.

Registry to do the needful.



(3) Allegations are that the petitioner along with co-accused entered the shop and gave beatings to *de facto* complainant Arpan Jain and the owner of shop Yogesh Singla.

(4) Learned counsel contends that petitioner was granted interim bail by this Court, vide order dated 11.02.2025 and in pursuance thereof, he has already joined the investigation; hence, his custodial interrogation is not required.

(5) Learned State counsel, on instructions, acknowledged the above factual position, and submits that as on today, custodial interrogation of the petitioner is not required.

(6) Heard learned Counsel for the parties and perused the paper-book.

(7) It transpires that petitioner was granted interim bail by this Court, vide order dated 11.02.2025 and the order reads as under:-

“CRM-5548-2025

Application for exemption from filing certified/photocopy of the order dated 28.01.2025 and for placing on record typed copy of the same as P-2 is allowed as prayed for, subject to all just exceptions. Registry to do the needful.

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Contends, inter alia, that regarding the alleged incident, no MLR has been conducted till date.

Notice of motion.

Ms.Manjot Kaur, AAG, Punjab accepts notice on behalf of respondent-State and seeks time to have instructions and/or to file written response in the matter.

Posted for 11.03.2025.



In the meanwhile, petitioner shall join investigation before the Investigating Officer, but he be not arrested till the next date of hearing.”

(8) It is duly acknowledged by learned State Counsel that in pursuance of the aforesaid order, petitioner has joined investigation and his custodial interrogation is not required.

(9) In view of the above, there is no justification to deny the concession of pre-arrest bail to the petitioner. Consequently, present petition is allowed; interim order dated 11.02.2025 is made absolute subject to the conditions as envisaged under Section 482(2) of the BNSS.

(10) It is also made clear that petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

(11) The above observations be not construed as an expression of opinion on merits of the case; rather confined only to decide the bail matter.

(12) It is also clarified that in case of any recurrence on the part of petitioner, State would be at liberty to move an appropriate application for recalling of this order.

Pending application(s), if any, shall also stand disposed off.

11.03.2025

d.gulati

(MAHABIR SINGH SINDHU)

JUDGE

Whether speaking / reasoned :

Yes

No

Whether Reportable :

Yes

No