

2025:PHHC:076372



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

**CRM-M-32853-2025
DECIDED ON: 19.06.2025**

BALJINDER SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. SP Soi, Advocate
for the petitioner.

SANDEEP MOUDGIL, J (ORAL)

1. Prayer

The jurisdiction of this Court has been invoked under Section 482 BNSS, 2023 for grant of anticipatory bail to the petitioner in FIR No. 39 dated 14-3-2025 U/S 115(2), 118(1), 324(4), 191(3), 190 of The Bharatiya Nyaya Sanhita (BNS), 2023 and Section 117(2) and 118(2) of The Bharatiya Nyaya Sanhita (BNS), 2023 added lateron registered in Police Station Mehatpur District Jalandhar Rural i.e. Annexure P-1

2. Prosecution story setup in the present case as per the version in the FIR as under:-

“Statement of Sh. Major Singh son of Mehnga Singh r/o Akbarpur Khurd PS Mehatpur District Jalandhar aged about 60 years M. No. 81469-54040 stated that I am resident of aforesaid address and do the agricultural work. On 11-3-2025 at about 6:00 AM I and my wife

Amarjit Kaur went on our well to milk our buffaloes and in the meantime Baljinder Singh son of Sahib Singh r/o Pacharian PS Mehatpur armed with stick, Pardeep Singh son of Kashmir Singh r/o Jindra PS dharamkot District Moga armed with stick, Amanjot Singh son of Jaspal Singh r/o Pacharian PS Mehatpur armed with stick, Jaspal Singh son of Sahib Singh r/o Pacharian PS Mehatpur armed with stick and Pardeep Singh upon coming raised lalkara to catch hold of him and teach him a lesson to not allow to put ballis on wall and in the meantime Baljinder Singh aforesaid inflicted his datar blow on me which hit on my right foot on little finger then Amanjot Singh aforesaid with his stick inflicted blow on me which hit on my left leg and then Jaspal Singh aforesaid with his stick inflicted blow upon me which hit on my left arm and then Pardeep Singh aforesaid with his stick gave a blow on me which hit on my head and in the meantime Amarjit Kaur my wife in order to save me came forward then Pardeep Singh with his stick inflicted a blow on my wife which hit on her right bicep and then Amanjot Singh with his stick gave a blow on my wife which hit on her which hit on her left bicep, Jaspal Singh inflicted stick blow on my wife which hit on her left side of back of shoulder and in the meantime Tita, Bhola, Jassa Thekedar residents of Rauta PS Shahkot started throwing bricks and pebbles upon us and then our motorcycle PB67-B-6822 mark splendor was damaged. We raised alarm of maar ditta maar ditta then aforesaid persons with their respective weapons ran away from the spot and my son Harpal Singh son of Major Singh after arranging vehicle took us to Civil Hospital Mehatpur where doctor issued MLR and gave us first aid and referred us to Civil Hospital Jalandhar where we are under treatment. Legal action may be taken against aforesaid persons. Statement has been got recorded which is correct.”

3. **Contention**

On behalf of the petitioner

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case and the injury attributed to the petitioner is

on the little finger of right foot with a datar and the same has been declared grievous in nature. He further submits that it is a case of version and cross version as a DDR No.23 dated 14.03.2025 has been registered against the complainant. He undertakes on behalf of the petitioner that he is ready and willing to join the investigation.

Notice of motion.

On behalf of the State/complainant

On the asking of Court, Mr. Sandeep Singh, AAG Punjab, accepts notice on behalf of respondent/State. He prays for dismissal of the present petition stating that the petitioner gave injuries to the complainant, therefore, his custodial interrogation is required.

4. **Analysis**

Be that as it may, having given a considerable thought to the submissions made hereinabove especially the fact that the injury attributed to the petitioner is declared grievous in nature and it is a case of version and cross version added with the fact that the petitioner is not involved in any other case, meaning thereby he is a person of clean antecedents, this Court is of the considered view that there is no valid or cogent reason to deny the bail to the present petitioner, wherein he has *bona fide* intentions and is ready and willing to join the investigation and cooperate for furtherance of the same so that the final report can be submitted by the Investigating Agency in time.

5. **Relief:-**

Hence, the petitioner is directed to be released on anticipatory bail subject to his joining investigation with the Investigating Officer concerned within a period of one week from today, on furnishing of personal/surety bonds to his

satisfaction. The petitioner shall also abide by the terms and conditions as envisaged under Section 482(2) of BNSS, which are reproduced below:-

‘When the High Court or the Court of Session makes a direction under sub-section (1), it may include such conditions in such directions in the light of the facts of the particular case, as it may think fit, including-

(i) a condition that the person shall make himself available for interrogation by a police officer as and when required;

(ii) a condition that the person shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;

(iii) a condition that the person shall not leave India without the previous permission of the Court;

(iv) such other condition as may be imposed under sub-section (3) of section 480, as if the bail were granted under that section.’

However, it is made clear that in case the petitioner does not comply with the aforesaid direction of joining the investigation within a period of one week, the order passed by this Court today shall automatically stands cancelled.

In the aforesaid terms, the present petition stands allowed.

(SANDEEP MOUDGIL)
JUDGE

19.06.2025

Meenu

Whether speaking/reasoned: Yes/No

Whether reportable : Yes/No