

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

CRM-M No.24020 of 2025 (O&M)

Date of Decision: 20.05.2025

Kuldip

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Sukhbir Maandi, Advocate for the applicant/petitioner.

Mr. T.P.S.Walia, AAG, Punjab for the respondent.

Mr. Amit Kumar Saini, Advocate for the *de facto* complainant.

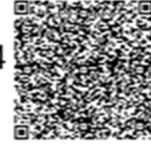
MAHABIR SINGH SINDHU, J.

CRM-21118-2025

Application by the complainant for placing on record the copies of CT Scan Report, Medico-Legal Report (MLR) and photographs of the complainant/injured as Annexures A-1 to A-3 with further prayer seeking exemption from filing typed/certified copies thereof.

Upon notice, learned Counsel for the petitioner as well as learned State Counsel accept notice and submit that they have no objection if the present application is allowed.

In view of the above and for the reasons mentioned in the application, same is allowed as prayed for subject to all just exceptions.



Annexures A-1 to A-3 are taken on record. Registry will tag the same at appropriate place.

MAIN CASE

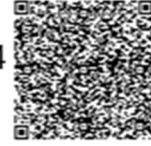
Present petition under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (*for short 'BNSS'*) for grant of pre-arrest bail to the petitioner in FIR No.66 dated 28.03.2025, under Sections 115(2), 117(2), 333, 351 (2) read with Section 3 (5) of the Bharatiya Nyaya Sanhita, 2023 (*for short 'BNS'*), registered at Police Station City Phagwara, District Kapurthala.

(2) As per Office report, Status report by way of an affidavit dated 12.05.2025 of Sh. Bharat Bhushan, DSP, Sub Division Phagwara, District Kapurthala on behalf of respondent has already been filed. The same is taken on record. Copy thereof supplied to the opposite side. Registry to tag the affidavit at appropriate place.

(3) Allegations are that petitioner, along with co-accused, namely, Raju, in furtherance of common intention, inflicted serious injuries on the person of complainant party and also criminally intimidated them with dire consequences.

(4) Contends that injury attributed to the petitioner is simple in nature and he is ready to join the investigation; but he be protected.

(5) *Per contra*, learned Counsel for the complainant, while making reference to MLR as well as other documents, including photographs, vehemently opposed the prayer and submitted that injuries are grievous in nature; thus, custodial interrogation of petitioner would be required.



(6) Learned State Counsel, on instructions, also opposed the prayer on the premise that injury No.1 is declared as grievous in nature.

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

(8) Since allegations levelled against the petitioner are very serious in nature and the weapon of offence, allegedly used by him in commission of offence, is yet to be recovered; therefore, this Court is of the opinion that custodial interrogation of the petitioner would be very much necessary to unearth the truth.

(9) In view of the above, there is no option except to dismiss the petition.

(10) Ordered accordingly.

(110) The above observations be not construed as an expression of opinion on merits of the case.

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

20th May, 2025

Gagan

(MAHABIR SINGH SINDHU)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>