



IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

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1. CRM-M-7992-2025  
Decided on : 07.04.2025

Lakhvir Singh . . . Petitioner(s)

Versus

State of Punjab . . . Respondent(s)

2. CRM-M-14801-2025

Arun alias Chola . . . Petitioner(s)

Versus

State of Punjab . . . Respondent(s)

**CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH**

**PRESENT:** Mr. Ram Kumar Chauhan, Advocate  
for the petitioner(s) (in CRM-M-14801-2025).

Mr. V.K. Sharma, DAG, Punjab.

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**SANJAY VASHISTH, J. (Oral)**

1. This order shall dispose of CRM-M-7992-2025 and CRM-M-14801-2025, as both the petitions are interconnected and have arisen out of same FIR. However, the lead case is CRM-M-7992-2025.

2. Prayer in these petitions, filed under Section 482 of BNSS, 2023 (corresponding to Section 438 Cr.P.C.), is for grant of anticipatory bail to the petitioner(s), who have been booked for having committed the offences punishable under Sections 109, 115(2), 118(1), 303(2), 191(3), 190 of BNS, 2023, in a case arising out of FIR No.118, dated 23.12.2024, registered at Police Station Chabbewal, District Hoshiarpur.

3. While hearing both the petitions on 11.02.2025 and 19.03.2025, following orders were passed by this Court:-



“CRM-M-7992-2025

1. Prayer in this petition, filed under Section 482 of the BNSS, 2023 (earlier Section 438 Cr.P.C.), is for grant of anticipatory bail to the petitioner, who has been booked in a criminal case arising out of First Information Report, as detailed hereunder:-

Name & age of Petitioner (s)	FIR No.	Date	Section(s)	Police Station	District
Lakhvir Singh	118	23.12.2024	109, 115(2), 118(1), 303(2), 191(3), 190 of BNS, 2023	Chabbewal	Hoshiarpur

2. Learned counsel for the petitioner, inter alia, contends that in the first phase of the incident, i.e., the collision of the motorcycle with the complainant's bike, which was carrying his (complainant's) family, it was solely driven by Jahid Mohammad. At that time, neither the petitioner nor his associates were accompanying him (Jahid Mohammad). It was only after the main incident that an altercation took place, following which Jahid Mohammad allegedly called the petitioner and 7-8 other persons to the spot.

3. In the second phase of the incident, the petitioner is alleged to have struck the complainant's father on the right wrist with an iron pipe. Further submits that the offence under Section 307 of IPC (corresponding to Section 109 of BNS, 2023), if at all made out, pertains to the first phase of the incident, i.e., the collision of the motorcycle with the complainant's bike. Otherwise, none of the injuries allegedly caused by the petitioner or any other accused persons are of a serious nature. Thus, at the most, the offence under Section 325 of IPC [corresponding to Section 117(2) of BNS, 2023] is made out against the petitioner.

Counsel further submits that petitioner is ready to join investigation and to cooperate with the investigation agency. Thus, prays for grant of concession of anticipatory bail to the petitioner in the present case.

4. Notice of motion.

5. On advance notice, learned State counsel puts in appearance on behalf of the respondent – State, and seeks some time to respond to the submissions addressed by learned counsel opposite, after seeking instructions, and, in case of necessity, to file status report.

6. Adjourned to 07.04.2025.

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

8. Besides, the petitioner would submit/surrender his passport before the Arresting Officer and an undertaking on oath that in case of leaving



*the Country, he would seek prior permission from the Investigating Agency/concerned Court.*

**CRM-M-14801-2025**

1. *Prayer in this petition, filed under Section 482 of the BNSS, 2023 (earlier Section 438 Cr.P.C.), is for grant of anticipatory bail to the petitioner, who has been booked in a criminal case arising out of First Information Report, as detailed hereunder:-*

<i>Name &amp; age of Petitioner (s)</i>	<i>FIR No.</i>	<i>Date</i>	<i>Section(s)</i>	<i>Police Station</i>	<i>District</i>
<i>Arun @ Chola, Aged about 29 years</i>	<i>118</i>	<i>23.12.2024</i>	<i>109, 115(2), 118(1), 303(2), 191(3), 190 of BNS, 2023</i>	<i>Chabbewal</i>	<i>Hoshiarpur</i>

2. *Learned counsel for the petitioner, inter alia, contends that:-*

- (i) Though, the injured person sustained four injuries on the head, all of them are of a simple nature. Furthermore, one of the main accused, namely Jahid Mohammad, has already been arrested;*
- (ii) There is an inordinate delay of 5 days in registration of the FIR;*
- (iii) Despite there being all the family members present on the spot, no one gave any statement to the police for the alleged incident dated 18.12.2024, except the version mentioned in the FIR.*
- (iv) Role attributed to the petitioner is of giving gandasi blow on the backside of the head of the injured. However, it has not been established that this injury was fatal.*
- (v) Co-accused namely Lakhvir Singh, has also been granted concession of anticipatory bail by this Court, vide order dated 11.02.2025, passed in CRM-M-7992-2025, which is pending for 07.04.2025.*

*Thus, prays for grant of concession of anticipatory bail to the petitioner in the present case.*

4. *Notice of motion.*

5. *On advance notice, Mr. Amandeep Singh, DAG, Punjab puts in appearance on behalf of the respondent – State, and seeks time to file status report in the matter*

6. *Adjourned to 07.04.2025.*

*To be heard along with CRM-M-7992-2025.*

7. *In the meanwhile, the petitioner is directed to join the investigation as and when required to do so by the Investigating Agency.*

*In the event of her arrest, the petitioner shall be released on ad-interim bail, subject to her furnishing bail bonds to the satisfaction of the Arresting Officer. The petitioner shall also be abide by all the conditions laid down under Section 482(2) of BNSS, 2023 (earlier Section 438(2) Cr.P.C.).*

8. *Besides, the petitioner would submit/surrender her passport*



*before the Arresting Officer and an undertaking on oath that in case of leaving the Country, she would seek prior permission from the Investigating Agency/concerned Court.*

*It is also directed that before leaving the country any time during trial, petitioner would seek prior permission of the Court.”*

4. Learned counsel for the petitioner(s) further contend that in compliance of the orders dated 11.02.2025 and 19.03.2025, respectively, passed by this Court, the petitioner(s) have already joined the investigation and are ready to co-operate with investigation agency, as and when same is required again.

5. On the other hand, learned State counsel, also confirms the said statement of joining the investigation and thus, submits that the custodial interrogation of the petitioners is not required, at this stage, for the purpose of investigation.

Besides, learned State counsel also files status report dated 05.04.2025, in CRM-M-14801-2025, in Court today, which is taken on record, subject to all just exceptions. Office to tag the same at appropriate place.

A copy thereof has been handed over to the counsel for the petitioner(s).

6. Heard learned counsel for the parties.

7. Since the petitioners have already joined the investigation and their custodial interrogation is not even asked for, present petitions are allowed and the ad-interim orders dated 11.02.2025 and 19.03.2025, are hereby made absolute.

However, the petitioners shall continue to join the investigation



as and when required to do so and abide by all the conditions laid down under Section 482(2) of BNSS, 2023

8. 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 affidavits, 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.

9. Petitions stand **disposed of** accordingly.

Photocopy of this order be placed on the file of other connected case.

(SANJAY VASHISTH)  
JUDGE

**April 07, 2025**

*J.Ram*

*Whether speaking/reasoned: Yes/No*

*Whether Reportable: Yes/No*