



IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

210

CRM-M-27251-2025

Date of Decision: 10.07.2025

Gurbakshish Singh

...Petitioner

Versus

State of Punjab

...Respondent

**CORAM: HON'BLE MS. JUSTICE MANISHA BATRA**

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Present: Mr. Vaibhav Narang, Advocate for the petitioner.

Ms. Sakshi Bakshi, AAG, Punjab.

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**MANISHA BATRA, J. (ORAL)**

1. The present petition has been filed by the petitioner for grant of anticipatory bail in case FIR No.109 dated 09.08.2024, registered under Sections 323, 324, 148, 149 IPC 1860, Sections 115(2), 118(1), 191(3), 190 BNS, 2023, at Police Station Chattiwind District Amritsar Rural.

2. Vide order dated 19.05.2025 passed by this Court, the petitioner was granted interim bail and was directed to join investigation.

3. Learned State counsel, on instructions from ASI Kewal Singh, has submitted that that the petitioner has joined investigation on 24.05.2025. Learned State counsel also submitted that the weapon (*khanda*) used by the petitioner in the commission of offence has not been recovered. Therefore, his further custodial interrogation is required.

4. In the considered opinion of this Court in the given circumstances, non-recovery of alleged weapons cannot itself be a ground to deny the benefit of pre-arrest bail to the petitioner. As such, the petition



deserves to be allowed and the pretrial incarceration of the petitioner is not required.

5. Keeping in view of the above mentioned facts and circumstances, without commenting on the merits of the case, the present petition is allowed and the order dated 19.05.2025, granting interim bail to the petitioner, is made absolute, subject to the conditions laid down in Section 482(2) of Bharatiya Nagrik Suraksha Sanhita (BNSS), 2023 (analogous to Section 438(2) of the Code of Criminal Procedure).

**(MANISHA BATRA)**  
**JUDGE**

**July 10, 2025**

*Nisha-1*

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No