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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CRM-M-23355-2025
Date of decision: 27.05.2025

SANDEEP KUMAR AND ANR

...Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present : Mr. Rahul Soi, Advocate for
Mr. Rajesh Kapila, Advocate
for the petitioners.

Mr. Manjinder Singh Bhullar, DAG, Punjab.

SANJAY VASHISTH. J.(Oral)

1. Present petition has been filed by the petitioners, seeking grant of anticipatory bail in case bearing FIR No.35, dated 05.03.2025, under Section(s) 126(2), 115(2), 118(1), 351(2), 191(3), 190 of the BNS, 2023 (Section 118(2) of BNS added lateron), registered at Police Station Patran, District Patiala.

2. On 01.05.2025, following order was passed:-

1. *Present petition has been filed by the petitioners, seeking grant of anticipatory bail in case bearing FIR No.35, dated 05.03.2025, under Section(s) 126(2), 115(2), 118(1), 351(2), 191(3), 190 of the BNS, 2023 (Section 118(2) of BNS added lateron), registered at Police Station Patran, District Patiala.*

2. *By referring to the photographs appended with the present petition, counsel for the petitioners contends that injuries have been sustained by both the petitioners and the injured party. However, in the case registered against the petitioners, which is the subject of the present anticipatory bail petition, none of the petitioners are accused of causing any grievous injury to the injured. The injury to the left little finger of the injured namely Anko Bai is*



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specifically attributed to Ranju Ram. Therefore, the determination of the aggressor party remains to be investigated and adjudicated during the trial proceedings.

3. *However, petitioners are ready to join the investigation and to co-operate also, if they are protected from arrest by this Court. Thus, prays for grant of concession of anticipatory bail to the petitioner in the present case.*

4. *Counsel for the petitioners also submits that co-accused have also filed one petition i.e. CRM-M-19497-2025, whereby interim anticipatory bail was granted to them, vide order dated 08.04.2025.*

5. *Notice of motion.*

6. *On advance notice, Mr. Luvinder Sofat, Senior DAG, Punjab, puts in appearance on behalf of the respondent – State, and seeks some time to file status report.*

7. *Adjourned to 27.05.2025.*

To be heard along with CRM-M-19497-2025.

8. *In the meanwhile, the petitioners are directed to join the investigation as and when required to do so by the Investigating Agency.*

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

9. *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 an affidavit, 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.

3. Status report dated 22.05.2025 by way of an affidavit of Inderpal Chohan, PPS, Deputy Superintendent of Police, Sub Division Patran, District



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Patiala has been filed on behalf of respondent-State. The same is taken on record.

4. Learned counsel for the petitioners contends that in compliance of the order dated 01.05.2025, passed by this Court, the petitioners have joined the investigation, and has fully co-operated.

5. Learned State Counsel submits that although the petitioners have joined the investigation in compliance with the order dated 01.05.2025, they have neither handed over their passports nor submitted any affidavit disclosing that they do not possess a passport.

6. Upon hearing the counsels for both parties and noticing the fact that the petitioners have joined the investigation and that custodial interrogation is no longer required, the present petition is allowed. The ad-interim order dated 01.05.2025, passed by this Court, is hereby made absolute. However, this shall be subject to the submission of an affidavit by the petitioners regarding the status of their passports within a period of seven days from today.

7. It is made clear that in case the petitioners did not comply with the above-said direction, the respondent-State shall be at liberty to make an appropriate application seeking cancellation of their bail, as granted by this Court.

8. However, petitioners shall continue to join the investigation as and when required to do so and abide by all the terms and conditions laid down under Section 482(2) of BNSS, 2023.

9. Accordingly, petition stands disposed of.

(SANJAY VASHISTH)
JUDGE

27.05.2025
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Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No