



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

CRM-M-11551-2025

Date of Decision:24.04.2025

Dalbara Masih @ Bara Masih and Anr. ...Petitioners

vs.

State of Punjab ...Respondent

Coram : **Hon'ble Mr. Justice N.S.Shekhawat**

Present : Mr. Gobind Singh Randhawa, Advocate
for the petitioners.

Mr. M.S. Bajwa, DAG, Punjab.

Ms. Pooja, Advocate for
Mr. Ritesh Pandey, Advocate
for the complainant.

N.S.Shekhawat J. (Oral)

1. The petitioners have filed the present petition under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 with a prayer to grant pre-arrest bail to them in case FIR No.076 dated 14.12.2024 registered under Sections 333, 118(1), 118(2), 115(2), 190, 191(3), 351(2), 351(3) of BNS (Section 109 of BNS added later on), at Police Station Ghaneke Bangar, Police District Batala, District Gurdaspur.

2. While granting the concession of interim anticipatory bail by this Court on 10.03.2025, the following contentions were noticed by this Court and the same have been reproduced below:-

“Learned counsel for the petitioners contends that as per the allegations levelled by the complainant side, petitioner No.1 was unarmed and had exhorted all the co-accused to catch hold of the complainant and to cause them injuries. As per

the prosecution case, the petitioner had caused an injury on the right leg and left index finger of Rajan, which has been declared to be simple in nature. Further, petitioner No.2 was stated to be armed with a datar and had caused injury on the ankle of right leg of Rajan, which was declared to be grievous in nature. Learned counsel further contends that it is a case of version and cross-version and the complainant party was the aggressor in the present case. However, by concealing the real occurrence, the FIR was got registered by him in the present case.

3. Learned counsel for the petitioners have reiterated the submissions and further submits that the petitioners have joined the investigation and their custodial interrogation may not be required.

4. Learned State counsel also submits that the petitioners have joined the investigation and are no longer required for further investigation.

5. In view of the above statement made by learned counsel for the parties, the interim order dated 10.03.2025 is made absolute. The petitioners shall continue to join the investigation, as and when called by the Investigating Officer. The petitioners shall also abide by the conditions as specified under Section 482 (2) of B.N.S.S.

24.04.2025

hitesh

(N.S.SHEKHAWAT)
JUDGE

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