

**IN THE COURT OF RAVI INDER SINGH, PCS,
ADDITIONAL CHIEF JUDICIAL MAGISTRATE, RUPNAGAR.**

CIS No.CHI/22/2022
CNR No.PBRO03-000131-2022
Date of order: 28.01.2022
Committed for: 03.02.2022

S T A T E

Versus

1. Balwinder Kaur wife of Sukhwinder Singh, resident of Village Dumna, Police Station Sadar Morinda, District Rupnagar.
2. Gurtaj Singh @ Taj son of Sukhwinder Singh, resident of Village Dumna, Police Station Sadar Morinda, District Rupnagar.
3. Swaran Kaur wife of Nachhattar Singh, resident of Village Dumna, Police Station Sadar Morinda, District Rupnagar.
4. Tarlochan Singh @ Tochi son of Sukhdev Singh, resident of Village Lakhanpur, Police Station Khamano, District Fatehgarh Sahib.

.....Accused.

F.I.R. No.83 of 15.11.2021
Under Sections: 341, 186, 353, 332, 307, 506,
148, 149 IPC
Police Station: Sadar Morinda

Present: Sh. N.P.S Kang, learned APP for the State.
Accused Gurtaj Singh @ Taj in custody
Accused Balwinder Kaur and Swaran Kaur on bail with counsel
Sh. A.R Saini.
Accused Tarlochan Singh on bail with counsel Sh. J.P.S Dher.

COMMITMENT ORDER:

The present case emanates from the statement dated 15.11.2021 of the complainant C-II Parvinder Singh No.380/R son of Narinder Singh to the police to the effect that he was posted at Police Station, Sadar Morinda.

On the said date, he along with C-II Zorawar Singh No.450/R, were going on a private vehicle in connection with checking from Chamkaur Sahib-Morinda main road towards Village Dumna side. At about 4:00 P.M, when they reached outer boundary of Village Dumna, near the motor of Sukha (resident of Village Dumna), they noticed two persons wandering there in suspicious circumstances. They also noticed a motorcycle without number parked there. When they reached near them, then one of the persons Gurtaj Singh @ Taj son of Sukhwinder Singh @ Sukha, resident of Village Dumna, who was known to him was found carrying a transparent plastic envelope and he was informed that they were police officials and he was also shown the identity card. Thereafter, the police enquired regarding the plastic envelope and motorcycle. Gurtaj Singh called some unidentified persons, who were sitting in a black car about 50 yards away and who appeared to be his customers. All of them encircled them and started beating the police. Gurtaj Singh took out a dattri lying on the motor and attacked on his head with the intention to kill him. The complainant raised his right hand to defend himself, the dattri blow landed on his right elbow. The other unidentified clean shaven persons ran away towards Dumna side and other persons who came from the car started beating C-II Zoarawar Singh with dandas/sottas due to which they suffered multiple injuries. In the meantime, the persons, who ran away towards the village side, came along with two ladies carrying sottas. Gurtaj Singh addressed one of them by calling 'dadi' and another by calling 'mummy'. They also gave danda/sotta blows to them. The ladies threatened them that they shall torn off their clothes and shall record the same in the video and will circulate the video. During the scuffle,

mobile phones of the assailants fell down on the earth, which were taken by the police. Thereafter, extending threats to their lives, the assailants escaped on the motorcycle, without number plate and in black colour car. They informed regarding the incident to the SHO. SI Baljinder Kaur along with other officials reached the spot and got them admitted in Civil Hospital, Morinda.

2. On the basis of this statement, ruqa was sent to the Police Station. Case was registered. Investigation started. The relevant memos were prepared and the houses of the accused were raided. On 21.11.2021, Gurtaj Singh @ Taj, Balwinder Kaur and Swaran Kaur were arrested. Relevant memos were prepared. Report under Section 173 Cr.P.C has been presented before the Court. It is mentioned in the report that one of the accused namely Amanpreet Singh son of Harjinder Singh is still absconding and challan qua juvenile Jagtar Singh @ Jaggi is being separately filed before the Juvenile Court. It is further mentioned that since the doctor concerned is Corona positive, X-ray and injuries report could not be obtained in time and can be enclosed with the supplementary challan.

3. On presentation of report under Section 173 Cr.P.C/challan in the Court, copies of documents as relied upon by the prosecution were supplied to the accused free of costs as envisaged under Section 208 Cr.P.C.

4. Heard. Case file perused.

OPINION

5. From the perusal of report under section 173 Cr.P.C and enclosed documents, it is prima facie made out that the accused have committed offences punishable under sections 341, 186, 353, 332, 307, 506,

148, 149 IPC and offence under Section 307 IPC is exclusively triable by the Court of Sessions. Hence, the present case is committed to the Learned Court of Sessions Judge, Rupnagar for 03.02.2022. **In compliance of the provisions of Section 209 Cr.P.C, the accused Gurtaj Singh @ Taj is remanded to the custody during, and until the conclusion of, the trial.**

The District Attorney stands communicated through learned APP for the State present in the Court today. The accused Gurtaj @ Taj is ordered to be produced before the Court of learned Sessions Judge Rupnagar on the said date. The accused Balwinder Kaur, Swaran Kaur and Tarlochan Singh are directed to appear before the Court of Learned Sessions Judge, Rupnagar on the date fixed at 10.00 am sharp. The Ahlmad is directed to send the file complete in all respects well before the date fixed.

Pronounced in the open Court
on dated: 28.01.2022

Anis Ahmed STG-II

(Ravi Inder Singh), PCS
Addl. Chief Judicial Magistrate
Rupnagar/UID/PB-0237

Balwinder Kaur & Ors.

Present: Sh. N.P.S Kang, learned APP for the State.
Accused Gurtaj Singh @ Taj in custody
Accused Balwinder Kaur and Swaran Kaur on bail with counsel
Sh. A.R Saini.
Accused Tarlochan Singh on bail with counsel Sh. J.P.S Dher.

Accused Gurtaj Singh @ Taj produced through video conference by Ropar Jail Authorities. Copies of challan and other documents supplied to the accused free of costs as envisaged under Section 208 Cr.P.C.

Heard. From the perusal of report under section 173 Cr.P.C and enclosed documents, it is prima facie made out that the accused has committed offence punishable under sections 341, 186, 353, 332, 307, 506, 148, 149 IPC and offence under Section 307 IPC is exclusively triable by the Court of Sessions. Hence, the present case is committed to the Learned Court of Sessions Judge, Rupnagar for **03.02.2022. In compliance of the provisions of Section 209 Cr.P.C, the accused Gurtaj Singh @ Taj is remanded to the custody during, and until the conclusion of, the trial.**

The District Attorney stands communicated through learned APP for the State present in the Court today. The accused Gurtaj @ Taj is ordered to be produced before the Court of learned Sessions Judge Rupnagar on the said date. The accused Balwinder Kaur, Swaran Kaur and Tarlochan Singh are directed to appear before the Court of Learned Sessions Judge, Rupnagar on the date fixed at 10.00 am sharp. The Ahlmad is directed to send the file complete in all respects well before the date fixed.

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