

**IN THE COURT OF RAVI GULATI, ADDITIONAL SESSIONS
JUDGE, GURDASPUR.**

CIS No: BA-3017-2025
CNR No: PBGD01-006689-2025
Date of Order:08.07.2025

PBGD010066892025



1. Mandeep @ Manu son of Sardari Lal,
2.Ashwani Kumar son of Som Raj, both residents of Village
Khojpur, Tehsil Dinanagar, District Gurdaspur.
.....Accused/Applicants.
Vs.

State of Punjab
.....Respondent.

**FIR No. 159 dated 18.06.2025
U/ss 118(1), 118(2), 358(3), 3(5), 351(3) of BNS
Police Station:-Dinanagar.**

First Bail application under Section 482 BNSS

Present: Sh. Paul Sandhu, Advocate counsel for
accused/applicants.
Sh. Jatinder Pal Singh APP for the State assisted by Sh.
Karanjit Singh, Advocate, counsel for the complainant.

ORDER

Present bail application has been filed by
accused/applicants Mandeep @ Manu and Ashwani Kumar seeking
seeking pre-arrest bail under Section 482 of BNSS. They also
furnished their affidavit to the effect that it is the first bail application
filed by them under section 482 of BNSS. As per the report of the
Ahlmad, as per CIS this is first bail of accused/applicants.

2. Upon notice, learned APP for the State put in appearance on behalf of the State and Sh. Karanjit Singh, Advocate, appeared on behalf of complainant and contested the bail application. Police record was requisitioned and perused. ASI Gurnam Singh No. 571/BTL, P.S. Dinanagar appeared along with the record also suffered statement that no other bail application of accused/applicants is pending in any court in this FIR and except the present offences mentioned in the FIR, no offence has been added or deleted in the present FIR.

3. Learned counsel for accused/applicant submitted that they are innocent and have been falsely implicated in the present case. He also argued that no overact has been attributed to any of the accused/applicants and infact complainant party had caused grievous injury to Ashwani Kumar and Gagandeep Singh on 12.06.2025 but police failed to take any action in this regard. He also placed on record the copy of MLR of Ashwani Kumar and further argued that in view of the aforesaid facts, custodial interrogation of accused/applicants is not required. Thus, he prayed that accused/applicants may be granted the concession of pre-arrest bail.

4. On the other hand, the learned APP for the State and learned counsel for the complainant opposed the bail application on the grounds that both the accused/applicants actively participated in the alleged occurrence and instigated the main assailants who caused simple as well as grievous injury to the complainant. Thus, they

submitted that custodial interrogation of accused/applicants would be required to carry out effective investigation and prayed for dismissal of the bail application.

5. After hearing rival contentions of both the sides and after going through the record, this court finds that the present FIR has been registered against present accused/applicants and two others persons on the statement of complainant Banarsi Lal son of Bishan Dass, wherein, he alleged that on 11.06.2025, he had gone to village Khojpur and upon returning back alongwith his brother Kundan Lal when they reached near T point Barriyar road at about 11:00 PM, Gagandeep @ Labha son of Ashwani Kumar armed with datar, Sandeep @ Seepu son of Sardari Lal armed with datar, accused/applicant no. 1 Mandeep @ Manu son of Sardari Lal empty handed and accused/applicant no. 2 Ashwani Kumar son of Som Raj empty handed were standing on the way. Ashwani Kumar and Mandeep Kumar raised Lalkara to teach him a lesson for getting his son married at Dinanagar upon which Gagandeep @ Labha gave datar blows towards him which hit near his left eye and he fell down on the ground. Thereafter Sandeep @ Seepu gave datar blow on his head. His brother Kundan Lal raised alarm and thereafter all the assailants ran away from the spot.

6. As per the police record, the injuries allegedly suffered by complainant near his left eye has been declared as grievous in nature. However, so far as accused/applicants are concerned, no

specific role has been attributed to them except that accused/applicants raised Lalkara, thereby instigating other accused to attack the complainant. Moreover, there is considerable delay in the registration of the FIR as alleged occurrence is stated to be of 11.06.2025 but the FIR was registered on 18.06.2025. The complainant is also silent about the injuries alleged to be suffered by accused/applicant Ashwani Kumar. Therefore, without commenting upon the question of their culpability, when no specific role except the Lalkara is attributed to the accused/applicants, this court is of the opinion that the investigation can be conducted without the custodial interrogation of the present accused/applicants as nothing is to be recovered from them. Thus accused/applicants are hereby directed to join the investigation and accordingly they are hereby granted interim bail and are hereby ordered to appear before the Investigating officer and to join the investigation on or before 14.07.2025, subject to the following conditions that:-

- i. That they shall not hinder the ongoing investigation;
- ii. That they shall not leave the country without prior permission of the Court;
- iii. That they shall not make any threat, promise or inducement to any person conversant with the facts of the case to dissuade him/her from disclosing the truth to the Court or police;
- iv. That they shall join the investigation as and when asked

by the investigating officer,

- v. That they shall cooperate with investigation in the matter of present case and further subject to the fulfillment of Section 482(2) BNS.

However, observations made herein-above shall neither have effect on the merits of the case nor on the bail applications, if filed by other co-accused in this FIR at any later stage. Police record be returned and now to come on 15.07.2025 for report and consideration.

Pronounced
Dated:-08.07.2025.
Gurpreet Singh, Stenographer-II

(Ravi Gulati)
Additional Sessions Judge,
Gurdaspur (UID No. PB0242)

CNR No: PBGD01-006689-2025

CIS No. BA-3017-2025

Present: Sh. Paul Sandhu, Advocate counsel for
accused/applicants.
Sh. Jatinder Pal Singh APP for the State assisted by Sh.
Karanjit Singh, Advocate, counsel for the complainant.

Police record produced and perused. Arguments heard.

Vide my separate detailed order of even date, the interim bail has
been granted to the accused/applicants as per the conditions referred
therein. Police record be returned and now to come on 15.07.2025 for
report and consideration.

Pronounced
Dated:-08.07.2025.
Gurpreet Singh, Stenographer-II

(Ravi Gulati)
Additional Sessions Judge,
Gurdaspur (UID No. PB0242)