

Manpreet Singh Vs. State.
&
Jagdeep Singh & Ors. Vs. State

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**IN THE COURT OF GIRISH, ADDITIONAL SESSIONS JUDGE,
SANGRUR.
UID No.-PB00180.**

B.A No.5877/2021.
CNR No.PBSG01-008071-2021.
B.A No.2714/2021.
Date of Order : 27.08.2021.

Manpreet Singh aged about 22 years son of Jasvir Singh, resident of village Rai Singh Wala, P.S Bhawanigarh, District Sangrur.

.....Applicant / Accused.

Versus

State.

**FIR no.148 dated 28.07.2021.
U/s 458/ 323/ 506/ 427/ 148/ 149 IPC.
P.S : Bhawanigarh.**

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B.A No.5937/2021.
CNR No.PBSG01-008162-2021.
B.A No.2758/2021.
Date of Order : 27.08.2021.

1. Jagdeep Singh aged about 62 years son of Bachan Singh, resident of Rai Singh Wala, Bhawanigarh, Tehsil Bhawanigarh, District Sangrur.
2. Mejar Singh aged about 35 years son of Jagdeep Singh, resident of Rail Singh Wala, Bhawanigarh, Tehsil Bhawanigarh, District Sangrur.
3. Sarbjeet Singh aged about 27 years son of Jagdeep Singh, resident of Rai Singh Wala, Tehsil Bhawanigarh, District Sangrur.

.....Applicants / Accused.

Girish,
A.S.J, Sangrur,
UID-PB-00180,
Dt.27.08.2021.

Manpreet Singh Vs. State.
&
Jagdeep Singh & Ors. Vs. State

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Versus

State.

FIR no.148 dated 28.07.2021.

U/s 458/ 323/ 506/ 427/ 148/ 149/120-B IPC.

P.S : Bhawanigarh.

Bail Applications U/s 438 Cr.P.C for grant of anticipatory bail

Present: Sh. S.S.Grewal, Advocate, counsel for applicants.
Sh. Navdeep Goyal, Additional Public Prosecutor for
State assisted by Sh. N.S.Dhaliwal, Counsel for complainant.

ORDER :

1. By way of this common order, I intend to dispose off **two anticipatory bail applications** arising out of above said FIR, detailed as below :-

1. **B.A no.2714/2021 titled as 'Manpreet Singh versus State'.**
2. **B.A no.2758/2021 titled as 'Jagdeep Singh & Others versus State'.**

2. Notice of bail applications has been given, upon which, learned Additional Public Prosecutor has put in appearance and he is assisted by Sh. N.S.Dhaliwal, Advocate counsel for complainant, and contested the bail applications. The police record produced and perused.

3. Perusal of FIR reveals that present case was registered

Girish,
A.S.J, Sangrur,
UID-PB-00180,
Dt.27.08.2021.

upon the statement of Sinderpal Singh, complainant on the allegations that on 26.07.2021, when they were sitting in their courtyard, then at about 9.30 P.M, Gurmukh Singh having 'daang', Sarabjit Singh @ Sarba armed with wooden log, Swaran Singh armed with base-ball, **Jagdeep Singh, applicant** armed with iron rod, **Major Singh, applicant** armed with 'khunda' (wooden), **Manjit Singh @ Mannu, applicant** armed with hockey raised 'lalkaras' and opened the main gate of house forcibly and entered with an intention to kill them. Gurmukh Singh raised 'lalkara' while saying that today Sinderpal Singh, complainant and his family will not be spared and, in the meantime, **Sarbjit Singh, applicant** gave wooden log blow on the head, Swaran Singh gave second blow with his base-ball on left leg and third blow was given by Manjit Singh, applicant with hockey on the head of Sinderpal Singh, complainant, due to which, he fell down. When Balkar Singh, son, Amarjit Kaur, wife of complainant came forward to rescue complainant, then Gurmukh Singh gave 'daang' blow and **Major Singh, applicant** gave 'khunda' blows twice on the person of Balkar Singh. On raising screams by the complainant party, Megh Singh, Pargat Singh, brothers, Harmesh Singh and Jaskaran Singh, nephews of complainant party reached at the spot, then **Jagdeep Singh, applicant** gave iron rod blow and Manjit Singh, applicant gave hockey blows thrice on the person of Megh Singh. Thereafter, **Sarbjit Singh, applicant** gave wooden log blow and Swaran Singh gave base-ball blow

on the person of Pargat Singh, **Manjit Singh, applicant** gave hockey blows, Gurmukh Singh gave 'daang' blows on Harmesh Singh, nephew of complainant, Jagdeep Singh, applicant gave iron rod blows on the person of Jaskaran Singh. On raising screams by the complainant party, people gathered at the spot, upon which, all the assailants fled away from the spot with their respective weapons while raising threats. The accused persons also caused loss to the articles lying in the house of complainant. The motive behind the alleged occurrence is that son of Aziz Khan resident of Rai Singh Wala was murdered and he has helped Aziz Khan, so this occurrence has taken place at the behest of Jasvir Singh. Upon these allegations, the FIR was lodged.

4. Sh. S.S.Grewal, learned counsel for applicants has submitted that applicants have not committed any offence and have been falsely implicated in this case. The applicants had lodged FIRs against the complainant and due to this grudge, complainant had got lodged present FIR on false and fabricated facts. He submitted that in this case, no accused in the name of Manpreet Singh has been arrayed, but accused Manjit Singh son of Jasvir Singh @ Babu has been arrayed. He submitted that Javsir Singh @ Babbu is not having any son as Manjit Singh. He submitted that in view of the nomination of Manjit Singh in the FIR, he is apprehending arrest of Manpreet Singh. He submitted that applicants have no concern with alleged occurrence. He submitted that, if, several

criminal cases are pending against the accused, then also, that cannot be the basis of refusal for prayer for bail. He submitted that they are not required for custodial interrogation and are ready to join investigations and prayed to allow the bail application.

5. On the other hand, Ld. Additional Public prosecutor for the State assisted by ld. Counsel for complainant has submitted that applicants have committed grave offence and investigation in this case is still going on. He submitted that applicants are required for custodial interrogation and prayed for dismissal of the bail application.

6. After hearing arguments, I have perused the record. It is observed that in this case accused persons have inflicted injuries upon the person of complainant party by forcibly entering into their house armed with deadly weapons. From the perusal of record, Medico Legal Reports of complainant Sinderpal Singh, injured Harmesh Singh, Jaskaran Singh, Megh Singh and Pargat Singh shows that injuries have been inflicted upon their vital parts at the behest of applicants. A specific motive at the behest of applicants has been drawn by the investigating agency. More so, three FIRs against Sarbjit Singh, two FIRs against Jagdeep Singh, one FIR against Major Singh, have been lodged under similar sections. Therefore, custodial interrogation of applicants is highly indicated and deep probe is required. Further, keeping in view the nature of injuries, on the person of the complainant party, although attributed to

other accused, yet, as a whole, the present applicants also cannot be said to be entitled to the concession of anticipatory bail.

7. On the basis of discussion made by me in the preceding paragraphs of the order and in view of the facts and circumstances of the case, both the bail applications **bearing no.BA-2714/2021 titled as ‘Manpreet Singh versus State’ and BA no.2758/2021 titled as ‘Jagdeep Singh and others versus State’**, filed on behalf of the applicants, are ordered to be **dismissed** being devoid of merits.

The observation made by the under-signed vide this order, shall have no bearing on the merits of case.

The copy of order be placed in BA no.2758/2021 titled as ‘Jagdeep Singh and others versus State’. Police record be returned. The present bail applications are ordered to be consigned to record room.

Announced in open court.
Dt.27.08.2021.

Girish,
Additional Sessions Judge,
Sangrur, (UID No.PB00180)

Veena Saluja,
Stenographer-I.

Girish,
A.S.J, Sangrur,
UID-PB-00180,
Dt.27.08.2021.