

BA No.02 of 2024
CNR No.PBPO010000062024
Date of Institution: 02.01.2024
Date of Decision: 04.01.2024.

State Versus Biaso Devi widow of Late Sh. Palwinder Pal,
resident of Sarna, Tehsil and District Pathankot.

BA No.03 of 2024
CNR No.PBPO010000072024
Date of Institution: 02.01.2024
Date of Decision: 04.01.2024.

State Versus Sohan Lal son of Sh. Palwinder Pal, resident of
Sarna, Tehsil and District Pathankot.

GD No.25 of 09.12.2023
U/s 326, 323, 447, 427, 506, 34 IPC
PS Sadar, Pathankot

Present: Sh. Sanjay Gulati counsel for applicant/accused.
 Sh. JP Singh, Addl. PP for the State assisted by Sh.AS
 Gill Advocate.

ORDER:-

1. Sh. AS Gill Advocate has filed power of attorney on behalf of complainant.
2. Heard on the two bail applications, one filed by **Baiso Devi** and second filed by **Sohan Lal** under Section 438 of the Code of Criminal Procedure, for pre-arrest bail in the above mentioned case.
3. The applicant/accused is the complainant in cross FIR and has suffered three injuries out of which one is on eye brow with sharp edged weapon, another grievous injury to constitute the offence punishable under Section 325 IPC and one more simple injury. The allegations against the applicant/accused are that she was armed with Datar (Billhook a sharp edged weapon) and caused injury to Nirvair Singh to constitute offence punishable under Section 326 IPC. The co-

accused/applicant Sohan Lal and Kamal Kishore caused injuries to one Amandeep Singh which are only two injuries. The matter started on construction of shops. The civil litigation is also pending between the parties since long. It being a case of version and cross-version, so veracity of allegations is yet to be ascertained, as such case for pre-arrest is made out in favour of applicants. In the given facts and circumstances, this Court deems it fit to grant the concession of pre-arrest bail to the applicants/accused. Learned counsel for the applicants/accused has assured that they shall fully co-operate the Investigating Agency. As such, the accused/applicants are directed to join the investigation within 7 days from today and in the event of their arrest, they be released on bail on furnishing of bail bonds in the sum of Rs.50,000/- each with one surety in the like amount as per the satisfaction of the investigating/arresting officer subject to the following conditions:

- i) that they shall join the investigation as and when required by the police;
- ii) that they shall not interfere in the investigation;
- iii) that they shall not leave India without prior permission of the trial court;
- iv) that they shall not directly or indirectly make any inducement, threat or promise to any person acquainted with facts of the case so as to dissuade their from disclosing such facts to the court or to any police officer or tamper with the evidence.
- v) The furnishing of above bonds shall be deemed acceptance that once the trial begins, the applicants shall not, in any manner, try to delay the proceedings, and undertakes to appear before the concerned Court and to attend the trial on each date, unless exempted. In case of an appeal, on these very bonds, the applicants also promises to appear before the higher Court in terms of Section 437-A Cr.P.C.

4. Nothing stated here-in-before shall have any bearing on the merits of this case. Bail application is allowed accordingly. The police file be returned.

Pronounced in open Court:

Dated : 04.01.2024

(Ravdeep Singh Hundal)
Additional Sessions Judge
Pathankot.UID/PB0162

Bikram Chugh/JW.

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Present: Sh. Sanjay Gulati counsel for applicants-accused
 Sh. JP Singh learned Addl. PP for the State assisted by Sh.
 AS Gill Advocate counsel for the complainant.

Arguments heard. Vide my separate detailed order of even
date passed in bail application B.A. No.02 of 2024, CNR
No.PBPO010000062024, **State Vs. Baiso Devi**, the present application
stands allowed. Copy of order passed in other bail application be placed
in this file. The police file be returned.

Pronounced in open Court:-
Dated: 04.01.2024
Bikram Chugh/JW

Ravdeep Singh Hundal,
Additional Sessions Judge,
Pathankot.UID/PB0162.