

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

CIS No. BA-3013-2025
CNR No. PBGD010066552025
Date of Order:02.07.2025

PBGD010066552025



Sharanjit Singh son of Avtar Singh resident of village Sandhwan,
Police Station Dhariwal, Tehsil and District Gurdaspur.

.....Accused/Applicant.

Versus

State of Punjab.

.....Respondent.

FIR No. 68 dated 05.06.2025.

**Under Sections : 115 (2), 118 (1), 190. 191(3) of the BNS
Offences under Sections 118 (1), 190 and 191 (3) of BNS,
2023 have been deleted and offences under Sections 118(2) and
3(5) of BNS, 2023 have been enhanced during investigation.
PS:- Dhariwal.**

First Bail Application under Section 482 BNSS

Present: Sh. Gaurav Mahajan, Advocate for accused/applicant.
Sh. Jatinder Pal Singh, APP for the State assisted by
Sh. S.S. Basra, Advocate counsel for the complainant.

ORDER

Present bail application has been filed by
accused/applicant Sharanjit Singh son of Avtar Singh seeking pre-
arrest bail under Section 482 of BNSS. He also filed his affidavit that
it is his first application filed under Section 482 of BNSS.

2. Upon notice, learned APP for the State put in appearance on behalf of the State and Sh. S.S. Basra, Advocate has appeared on behalf of the complainant and contested the bail application. Police record was requisitioned and perused. ASI Balbir Singh No. 700/GSP, PS Dhariwal has appeared along with the record and suffered statement that no other bail application of accused/applicant in this FIR is pending in any Court and offence under Section 118 (2) of BNS has been added in present FIR.

3. Learned counsel for the accused/applicant submitted that he is innocent and have been falsely implicated in the present case and only simple injury has been attributed to him, which in fact is self suffered injury. He argued that in fact the complainant party had forcibly entered in the house of Dalbir Singh son of Gian Singh on 25.05.2025 and matter was also reported to the police on police helpline number. However, instead of taking any action against the complainant party, the present FIR was registered and belated stage. He further argued that thus there is unexplained delay of 10 days in lodging the FIR and custodial interrogation of accused/applicant is not required and he is ready to join the investigation. Thus, he prayed that accused/applicant may be granted 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 the accused/applicant had inflicted serious injuries to

the complainant who is habitual offender and is having criminal antecedents. Learned counsel for the complainant also furnished detail of three other FIRs in which accused/applicant is involved out of which he is stated to be convicted in one case. They thus submitted that his custodial interrogation is required for carrying out effective investigation. On these grounds, they 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 the present accused/applicant Sharanjit Singh as well as other persons on the statement of complainant Kuldeep Singh son of Joginder Singh wherein he alleged that on 25.05.2025 at about 10.00 PM, he was returning back to his house and on the way, Gurjit Kaur empty handed, Gurjit Singh son of Dalbir Singh armed with sword, Rubalpreet Singh son of Gurmit Singh armed with baseball slugger, accused/applicant Sharanjit Singh son of Avtar Singh armed with Datar and Param armed with daang were standing there. Gurjit Kaur raised lalkara to teach him a lesson for the previous dispute upon which Gurjit Singh gave sword blow towards his head but he raised his hands to save himself from the blow and thus the sword hit on his left wrist. Thereafter, Rubalpreet Singh gave blow of baseball slugger on his waist and accused/applicant Sharanjit Singh gave datar blow from reverse side on his waist. Thereafter,

Param gave daang blow on his right foot. Complainant fell down on ground and raised alarm. When he raised alarm, all the assailants ran away from the spot.

6. As per the police record, there are four injuries on the body of the complainant out of which injury alleged suffered by him on his left wrist has been declared as grievous in nature. The said grievous injury is attributed to non-accused Gurjit Singh. So far as present accused/applicant is concerned, only simple injury from reverse side of dattar on waist of the complainant has been attributed to him. Moreover, there is delay in registration of the FIR as the alleged occurrence is stated to be of 25.05.2025 but the FIR was registered on 05.06.2025 and as per the contents of the FIR, the delay is stated to be caused due to the fact that initially the version of the complainant was found suspicious. Therefore in view of the aforesaid circumstances, this court is of the opinion that mere criminal antecedents of accused/applicant does not disentitle him from the relief of anticipatory bail, when investigation with respect to his role can be carried out without making his arrest. It is also pointed out that this court has already granted pre-arrest bail to Paramjit Singh and Rubalpreet Singh in this FIR who have also joined the investigation. Therefore, in these circumstances coupled with the fact that there is delay in registration of the FIR and without commenting upon the culpability or non culpability of the accused/applicant

Sharanjit Singh and in order to facilitate the fair investigation, he is directed to join the investigation on or before 08.07.2025 and in the event of doing so, he shall be released on interim bail to the satisfaction of Arresting Officer/Investigating Officer and accused/applicant is directed to cooperate in the investigation, subject to the following conditions: -

1. That he shall not hinder the ongoing investigation;
2. That he shall not leave the country without prior permission of the Court;
3. That he 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;
4. That he shall join the investigation as and when asked by the investigating officer,
5. That he shall cooperate with investigation in the matter of present case and further subject to the fulfillment of Section 482(2) BNSS.

However the observations made herein shall have no effect on the merits of the main case. Police record be returned and now to come on 09.07.2025 for report and consideration.

Pronounced
Dated:-02.07.2025.
Seema Shahria, Stenographer-II

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

CNR No. PBGD010066552025

CIS No. BA-3013-2025

Present: Sh. Gaurav Mahajan, Advocate for accused/applicant.
Sh. Jatinder Pal Singh, APP for the State assisted by
Sh. S.S. Basra, Advocate counsel for the complainant.

Bail application received by way of entrustment as it was filed during summer vacations. Police record produced and perused. Arguments heard. Vide my separate detailed order of even date, the interim bail has been granted to the accused/applicant as per the conditions referred therein. Police record be returned and now to come on 09.07.2025 for report and consideration.

Pronounced
Dated:-02.07.2025.
Seema Shahria, Stenographer-II

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