

In the court of Sh. Amit Kumar Garg, Addl.Sessions Judge, Hoshiarpur.
(UID No. PB-0260)

CIS No.BA/3103/2025
CNR No: PBHO010091732025
Date of Institution: 14.11.2025
Date of order: 02.12.2025

Karan Kanni @ Bishnu S/o Parveen Rai R/o Chatta Bazar, PS City,
Hoshiarpur.

...Applicant/accused

Versus

State of Punjab

..Respondent

FIR No.64, dated 04.03.2025
Under Section 126(2), 304, 74, 351(2), 333, 111
BNS, 2023, PS City, District Hoshiarpur.

First application for regular bail U/s 483 BNSS

Present: Sh.Sandeep Sharam, Adv., counsel for the applicant-accused.
Ms.Anu Bala, Ld. Addl. PP for the State.

ORDER

1. This order shall dispose of first application for grant of regular bail for an offence committed under Sections 126(2), 304, 74, 351(2), 333, 111 BNS, 2023, PS City, District Hoshiarpur.

2. Ld. Counsel for applicant/accused argued that the applicant/accused has been falsely implicated in the present case. He further argued that the applicant is in judicial custody since the date of his arrest. It is further argued that there is no date of occurrence was mentioned in the FIR and only time i.e. 5.30 PM is mentioned in the FIR and complainant has concocted false and frivolous story in her statement before the police. It is further argued that no injury is attributed to the applicant as alleged by the

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complainant. Nothing is to be recovered from the accused/applicant. It is further argued that the conclusion of trial may take long time. He prayed that the applicant/accused may kindly be released on regular bail.

3. On the other hand, Ld. Addl. PP for the State opposed the bail application on the ground that the applicant/accused has committed serious offence and also attacked the members of the police party while throwing brick bats and flower pots from their roof. So he prayed that the bail application may kindly be dismissed as serious allegations under Section 111 BNS which deals with the organized crime and the offence under Section 109 BNS for attempting to murder of the police officials are involved in the present case.

4. I have heard the learned counsel for the applicants/accused and learned Addl. PP for the State assisted by the ld. Counsel for complainant and perused the record on the case file.

5. Perusal of the file reveals that present FIR was registered on the statement of Anita Devi to the effect that she is doing the cleanliness work in the different houses and residing for last 15-20 years with her family at Hoshiarpur. That at about 5.30 PM she was returning from her work and when she reached near Hanuman Temple, then two women forcibly stopped her and tried to snatch her Redmi Phone, but she was holding her mobile phone tightly and she returned home after saving her from them, but both those women along with other persons entered into her house and caused injuries to her husband Umesh Singh and snatched Rs.4500/-. As per her version the accused/applicants as well as their companions also caused

injuries to her and outraged her modesty and also snatched her silver chain. Then she approached MC Bittu and told him entire occurrence who asked her to inform the police and she got recorded her statement against the accused by name. Thereafter police party visited the house of the accused/applicants and as per the version of SHO the accused/applicants started throwing brick bats upon the police party. Accordingly the present FIR was registered and offence under Section 109 IPC was also added vide DDR No.6 dated 5.3.2025 along with other offences.

6. ASI Rajinder Singh, No.900/HPR, posted at PS City, Hoshiarpur, appeared and made statement that he has brought the police record pertaining to the present case. This is the first regular bail application filed by the applicant/accused. No other similar bail application is decided or pending in any other court. Six other FIRs have been registered against the applicant/accused. Bail of co-accused namely Shiva Rai has been dismissed by the court of Ms.Palwinderjit Kaur, Id.ASJ, Hoshiarpur. He has also placed on record bail proforma Mark A.

7. Now learned defence counsel has shown the video clip on his mobile phone whereby one of the police officials is seen picking up a lady on his shoulder whereas on the other side Investigating Officer has also submitted that they prepared the video whereby the flower pots and brick bats are thrown upon them which were lying in the house of the accused. This Court is of the view that if the member of the police party has exceeded his jurisdiction then that may not be considered while deciding the present bail application because as per prosecution version the accused party

attacked on the police officials when they visited the house on receiving complaint. The act of the accused/applicant is quite serious because if such things are allowed to happen then no law enforcement agency shall be able to work and it will certainly demoralize them from performing their duties as the nature of duty performed by the police officials is quite difficult because they are to deal with hardcore criminals and if they are being attacked while performing their duties then no police officials shall come forward to perform his duty without any fear. Moreover, Section 111 BNS that deals with organized crime and Section 109 BNS for attempt to murder are also included in the present FIR. Apart from this, as per bail proforma Mark A, six other FIRs are already registered against the applicant/accused out of which one FIR no 97 is of 03.04.2025 u/s 333, 304, 115(2), 324 (4), 126(2), 79, 351(2) BNS and registered after present FIR. So keeping in view the seriousness of the allegations and gravity of the offence, this Court is of the view that accused/applicant does not deserve the concession of bail. Accordingly, bail application is hereby dismissed. File be consigned to the record room, Hoshiarpur.

Announced in open court:

Dated : 02.12.2025

Rakesh Kumar, Steno

(Amit Kumar Garg)

Addl.Sessions Judge,

Hoshiarpur

UID No. PB0260

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Addl.Sessions Judge,
Hoshiarpur/02.12.2025