

**IN THE COURT MS.RANJEET KAUR,
ADDL SESSIONS JUDGE, BATHINDA
UID NO. PB0137**

CNR No. PBBT-01000095-2024

BA No. 31-2024

Decided on: 11.01.2024

Ram Dass son of Baraham Dass, resident of Nathana, Tehsil and district Bathinda.

... Applicant/accused.

Versus

State of Punjab

FIR No. 174 of 13.10.2023

U/s 326, 341, 324, 323, 148, 149 IPC

Police Station : Nathana.

Application for bail Under section 438 of Cr.P.C.

Present: Sh. Ved Vyas Singla, Adv. counsel for applicant/accused.
Sh. Aseem Goyal, Public Prosecutor for the State.

ORDER:

1. Applicant-accused Ram Dass has filed this bail application under section 438 Cr.P.C in the above noted FIR.
2. It is submitted in the application that applicant-accused has been falsely implicated in the present case. He was not present at the time and place of alleged occurrence. The prosecution story is false and concocted one. As per the version of complainant, he had some altercation with one Kaku, and the petitioner has no concern with said person and there was no motive to cause injuries to complainant. Applicant has nothing to do with the commission of alleged crime. Nothing is to be recovered from the petitioner and as such, his custodial interrogation is not required. The applicant is ready and willing to abide by all the terms and

conditions imposed by the Court, if he is granted relief of anticipatory bail. He shall appear before the Court on each and every date of hearing and shall not influence the witnesses of the prosecution in any manner. Hence the present application.

3. Notice of the bail application was issued to the State and record from the concerned police station was called. IO ASI Paramjit Singh, 710/BTI has produced the record.

4. I have considered the contentions and have gone through the record produced before the Court.

5. Brief facts of the FIR which was got recorded on the statement of complainant Satpal Singh are that on 13.10.2023 at about 9 AM he alongwith his friend Videshpreet Singh, boarded on his splendor motorcycle was going for some work and when reached at the bus stand of Nathana, Nirmal Singh @ Billa son of Gurlabh Singh, Ram Dass @ Dass sonof Verma Dass, Sunny son of Nimma, Areshdeep @ Neeta son of Thana Singh, Mohni son of Ram Niwas, Bhinder Singh son of Jagsir Singh @Jaildar, Harry and Kaku sons of unknown armed with lethal weapons encircled them. Nirmal Singh gave the blow of Kirpan on him and to ward off the blow, he raised his right hand and the blow rested on his right hand. Ram Dass gave the blow of kappa on his left wrist joint. The blow of kirpan given by Bhinderpal hit on the left side of his head. Remaining accused also gave injuries to him while he was laying on the ground. His friend tried to rescue him and the accused persons also caused injuries to him. On their hue and cry, accused persons fled away from the

spot alongwith their respective weapons. The motive for occurrence is that some time ago he had some altercation with Kaku due to which all the accused persons with common intention have inflicted injuries to him.

6. From the statement of complainant, it comes out that the present applicant-accused inflicted a kappa blow on the left wrist joint of the complainant which injury is found to be grievous in nature. The said weapon is yet to be recovered from him, as such, custodial interrogation of the applicant-accused is required. Accordingly, the bail application filed on behalf of accused-applicant is hereby dismissed. File be consigned to the judicial Record Room, Bathinda.

Pronounced in open Court.
Dated: 11.01.2024

manju, SGI

Ranjeet Kaur
Addl. Sessions Judge,
Bathinda/UID No.PB0137