

Daulat @ Daulat Masih @ Ajay and another versus State of Punjab

Present: Sh. K.K. Malhi, Advocate, Id. Counsel for bail applicants/accused Daulat @ Daulat Masih @ Ajay and Mohinder Masih @ Mohinder Pal @ Shindri.
Sh. Tejinder Pal, Id. Additional Public Prosecutor for State along with ASI Rakesh Kumar No.559/GSP Police Station Purana Shalla assisted by Sh. Gaurav Mahajan, Advocate, Id. Counsel for complainant Ankush Sharma.

ORDER

1. This order of mine shall dispose of an application filed by bail applicants/accused Daulat @ Daulat Masih @ Ajay son of Mohinder Masih @ Mohinder Pal @ Shindri and Mohinder Masih @ Mohinder Pal @ Shindri son of Buta Masih @ Buta Singh, both residents of village Chawa, Nawan Nausehra, Tehsil and District Gurdaspur, under Section 482 of BNSS for pre-arrest bail.

2. FIR No.47 dated 02.05.2026 under Sections 331 (6), 324 (4), 118 (1), 115 (2), 190, 191 (3) of BNS (offence under Section 117 (2) of BNS was added vide DDR No.35 dated 12.05.2026) was registered at Police Station Sadar Gurdaspur on the basis of statement of complainant Ankush Sharma son of Faqir Chand, resident of village Chawa, Nawan Nausehra, Police Station Purana Shalla, District Gurdaspur, who got recorded his version before police authorities that he is resident of above said address and they are two brothers. His elder brother Neeraj Kumar is running Karyana Store at Bus Stand Nawan Shalla and he himself is government teacher at Primary School village Vadian, Block Dasuya-I, District Hoshiarpur. On 30.04.2026, he along with his family and sister Jyoti Bala was present at his home. At about 9.15 PM, his neighbours Mohinder Masih @ Shindri son of Buta Masih armed with datar, his wife Kailasho empty handed, Daulat Masih @ Ajay son of Mohinder Masih armed with datar, Rimpi wife of Daulat Masih armed with iron rod, Paramjit Singh @ Pinchu @ Prince resident of Chawa, Nawa Nausehra armed with baseball came there along with 6/7 unknown persons, who were also armed with datars and dangs etc. Kailasho knocked their gate and when his sister Jyoti Bala opened the gate, then Kailasho raised lalkara to teach a lesson to the complainant and his family members for stopping them from throwing garbage. Then all accused entered in his

house by raising lalkaras. Complainant and his nephew Mohit Sharma tried to stop them, but Daulat Masih gave datar blow on the head of complainant. Then Daulat Masih gave datar blow on the left arm of complainant. Rimpi gave iron rod blow on the left little finger of complainant. His nephew Mohit Sharma came forward to save him, but Daulat Masih gave datar blow on the head of Mohit Sharma. Mohinder Masih @ Shindri also gave datar blow on the right palm of Mohit Sharma. Then Paramjit Singh @ Pinchu @ Prince also gave baseball blow on the right shoulder of Mohit Sharma. Then Jyoti Bala come forward to save complainant and his nephew, but accused party also caused injuries to Jyoti Bala. Accused party also damaged the doors etc of the house of complainant. Complainant party shouted for help, then accused fled away from the spot along with their respective weapons.

3. Learned Additional Public Prosecutor has put in appearance on behalf of State. Sh. Gaurav Mahajan, Advocate, has appeared and filed power of attorney on behalf of complainant Ankush Sharma. ASI Rakesh Kumar No. 559/GSP Police Station Purana Shalla has produced police record and his statement has been recorded regarding stage of investigation.

4. Allegations against the bail applicants/accused Daulat @ Daulat Masih @ Ajay and Mohinder Masih @ Mohinder Pal @ Shindri are that on 30.04.2026, they along with other accused entered in the house of complainant and thereafter caused injuries to complainant Ankush Sharma, his nephew Mohit Sharma and his sister Jyoti Bala. Statement of ASI Rakesh Kumar No.559/GSP Police Station Purana Shalla has been recorded regarding stage of investigation. Three injuries have been found on the person of complainant Ankush Sharma as per medical record. Two injuries have been found on the person of Jyoti Bala and three injuries have been found on the person of Mohit Sharma as per medical record. One injury with blunt side of datar has been caused on the head of complainant Ankush Sharma by bail applicant/accused Daulat Masih. Not only this rather one injury with blunt side of datar has been caused on the head of injured Mohit Sharma by bail applicant/accused Daulat Masih. Though learned counsel for bail applicants/accused argued that injuries found on the heads of injured Ankush Sharma and Mohit Sharma have

been declared as simple, but this point of argument is not sustainable in view of seat of injuries. Injuries caused on the head of injured Ankush Sharma and Mohit Sharma could have been fatal for their lives. Role of applicants/accused is also to be seen and police record shows that all accused caused injuries after entering in the house of complainant Ankush Sharma. Though learned counsel for bail applicants/accused argued that this is case of version and cross version, but role of bail applicants/accused is to be seen for disposal of this bail application. Bail applicant/accused Daulat Masih has caused injuries on the heads of injured Ankush Sharma and Mohit Sharma and as such, no special case has made out for granting extraordinary relief of pre-arrest bail to the bail applicants/accused. Accordingly, the bail application is dismissed being without merits. However the observations made herein shall have no effect on the merits of the main case. Police record be returned and bail application file be consigned to the record room.

Pronounced
07.07.2026.
Rajeev Gupta, Stenographer-1

(Ranjeev Pal Singh Cheema),
Additional Sessions Judge,
Gurdaspur(UID No. PB0294)