

**IN THE COURT OF SHRI BALWINDER KUMAR,
ADDITIONAL SESSIONS JUDGE, SANGRUR.**

BA No. 3105 of 31.08.2023.
CNR No. PBSG010084052023.
Decided On: 14.09.2023.

Amrik Singh aged about 27 years son of Gopal Singh resident of village Ballran, Tehsil Moonak, District Sangrur. (Now confined in District Jail, Sangrur).

...Applicant/accused.

Versus

State of Punjab

FIR No. 51 of 16.04.2023.
Under sections 379-B, 323, 325, 341, 506, 34 IPC
U/Sec. 307 IPC added later on
Police Station Moonak.

Application under Section 439 Cr.P.C.

Present: Shri J. S. Sandhu, Advocate, counsel for applicant/ accused.
Shri R. S. Kauldhar, Additional Public Prosecutor for State.

ORDER:

1. Record received. Heard. It is mentioned in the instant bail application that accused/applicant is innocent and has not committed any offence. It is further averred that earlier the police of P.S. Moonak has registered the above noted FIR against Gudda Singh and others and later on, Police of Police Station Moonak has falsely implicated the applicant in the above noted FIR in connivance with complainant. It is further averred that accused/applicant is in judicial custody since long and as such, he is no more required by the police for further investigation and nothing is to be recovered from the accused/applicant. It is further averred

Balwinder Kumar,
Additional Sessions Judge,
Sangrur.

that conclusion of trial will take sufficient long time and no useful purpose will be served by keeping the accused behind bars. Hence, it is prayed that applicant/accused may kindly be released on bail.

2. Learned counsel for the accused/applicant while arguing in the lines of bail application contended that same may be allowed.

3. Conversely, learned Addl.P.P. for the State contended that there are serious allegations against the accused/applicant and therefore, bail application may be dismissed.

4. After hearing rival submissions, it has transpired that instant case FIR was registered on the statement of one Chamkaur Singh that he is agriculturist and on 15.04.2023, he alongwith his wife Paramjit Kaur was going on his motorcycle and when they reached near village Balran then one Alto car having occupants came in which Gudda Singh, Kala Singh, Jasvir Singh and Gurlal were sitting and they accosted Chamkaur Singh and his wife. Aforesaid persons were having iron rods/gandasas. Gudda Singh raised lalkara to teach Chamkaur Singh lesson then Gudda Singh hit Chamkaur Singh with iron gandasi. Gurlal Singh also hit him with iron rod and then Jasvir Singh also hit him with iron rod and then Gudda Singh snatched mobile phone of Chamkaur Singh and then Kala Singh hit Chamkaur Singh with iron rod. On raising alarm by wife of complainant, aforesaid assailants ran away from the spot and injured was taken to hospital and instant FIR was registered. Thereafter

supplementary statement of Chamkaur Singh was also recorded in which complainant Chamkaur Singh also named Amrik Singh and one unknown person. Record further reveals that during further investigation of the matter, offence under section 307 IPC was also added and therefore, keeping in view the serious allegations against accused/applicant in the present case, he does not deserve the concession of bail. Resultantly, instant bail application is ordered to be dismissed. Police record be returned. Bail application papers be consigned to record room.

Pronounced in open Court.

Dated: 14.09.2023.

shama, Stenographer

**(Balwinder Kumar),
Additional Sessions Judge,
Sangrur. UID No. PB0160.**

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Present: Shri J. S. Sandhu, Advocate, counsel for applicant/ accused.
Shri R. S. Kauldhar, Additional Public Prosecutor for State.

Counsel for accused/applicant moved application for adding offence under section 307 IPC in the bail application. Keeping in view the averments of the application, same is allowed. Reader is directed to do the needful.

Record received. Arguments heard. Vide my separate detailed order of even date, bail application is dismissed. Police record be returned. Bail application papers be consigned to record room.

Dated: 14.09.2023.

shama, Stenographer

**(Balwinder Kumar),
Additional Sessions Judge,
Sangrur. UID No. PB0160.**

Balwinder Kumar,
Additional Sessions Judge,
Sangrur.