

In the court of Ms. Amandeep Kaur,
Additional Sessions Judge,
Patiala.(PB0207)

BA No.3085-2022
CNR No.PBPT01009661-2022
Date of Decision: 20.09.2022

Amarjeet Singh, son of Harbhajan Singh, resident of village Shankarpur,
P.S.Sadar, Patiala.

...Applicant

Versus

State of Punjab

FIR No.79 dated 18.05.2022
U/s 307,323,341,148,149,120-B IPC
and under Sections 25,27,54,59 of Arms Act,
Police Station Sadar, Patiala.

Application under Section 439 of Cr.P.C for grant of regular bail.

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Present: Sh.Dharminder Shouri, Advocate for bail applicant.
Sh.Gaurav Dewan, Addl. PP for State assisted by Sh.Deepak
Sood, Advocate for the complainant.

ORDER

This order of mine shall dispose off bail application under Section 439 Cr.PC moved on behalf of bail applicant in case FIR No.79 dated 18.05.2022, under Sections 307,323,341,148,149,120-B IPC and under Sections 25,27,54,59 of Arms Act, registered at Police Station Sadar, Patiala.

1. Brief facts requisite for disposal of the bail application are that an FIR in question seems to be registered on the basis of statement Hardev Singh son of Mahinder Singh to the effect that about a year back his son Jagmeet Singh had contracted love marriage with Kushaldeep

Kaur daughter of Gurpreet Singh and that he was residing at Haryana with some relative. About 5/6 months back both the families agreed to the marriage and the couple started residing at village Mohabatpura alongwith complainant. However Gurpreet Singh father of Kushaldeep Kaur, Gurmeet Singh alias Goldy, who is friend of Gurpreet Singh and Amarjit Singh son of Harbhajan Singh residents of village Shankarpur were not happy with the marriage. They were nurturing grudge against his son Jagmeet Singh.

2. On 18.05.2022 the complainant alongwith his son went to village Shankarpur to attend religious sermon by Baba Kashmir Singh Alhoran. When the complainant and his son were having langar (food served in community kitchen) then Amarjit Singh, Gurpreet Singh, Gurmeet Singh alias Goldy came there and threatened Jagmeet Singh that he could eat his last food today. It was further stated that the complainant and his son did not pay much attention to the same and then went to listen to the sermon. At about 09.00 pm Jagmeet Singh wanted to have a cold drink, complainant also accompanied him and when they reach near the shop then Amarjit Singh, Gurpreet Singh, Gurmeet Singh alias Goldy, Baljit Singh, Harjit Singh, Sukhwinder Singh, Subhdeep Singh and 4/5 other unknown persons were standing there. They encircled the son of complainant and gave him beatings. Amarjit Singh took out a pistol and fired on the left thigh of his son due to which Jagmeet Singh fell down. Raula was raised and several people gathered there. The above said persons escaped from the spot alongwith their respective weapons. On the

basis of this statement of complainant, FIR in question was registered and the police force swung into action.

3. Learned Counsel for the bail applicant pressed this bail application on the grounds that the bail applicant has been falsely implicated in the present case and he has committed no offence. The applicant is in custody since his arrest. He further argued that there is no role or attribution on the part of the applicant in the present FIR. The FIR was registered on the statement of Hardev Singh as he allegedly accompanied his son who was injured but there is no injury on the person of Hardev Singh, which shows that whole story is concocted one. Nothing was recovered from the applicant. Moreover, it was averred that a compromise has been effected between the complainant and the accused persons. A copy of compromise was also placed on record. A prayer for allowing the application was made.

4. On the other hand, learned APP for the State assisted by Sh.Deepak Sood, Advocate stated at bar that matter has been compromised between the parties however APP refrained from further commenting upon the matter. Sh.Deepak Sood, Advocate stated at bar that he verifies the contents of the compromise as well as signatures thereof of the complainant.

5. I have heard and have also perused the record of the case. Since the matter has been compromised between the parties and it will take sufficient time for quashing the FIR. No useful purpose would be served by detaining the applicant-accused into custody who are there for four months. Keeping in view these facts and circumstances, application

filed by applicant-accused is hereby allowed and he is ordered to be released on regular bail on furnishing the bail bonds in the sum of Rs.1,00,000/- with one surety in the like amount. Bail application be consigned to record room.

Pronounced in open court:

September 20, 2022

Harpreet Singh, Stenographer-II

(Amandeep Kaur)

ASJ/JSC, Patiala

UID NO. PB0207