

C.Gen. No. BA/309/2020
CNR No.PBLD010008202020
Date of order: 22.1.2020

State Vs Deepak Verma son of Sh. Madan Lal

FIR No. 8 of 4.1.2020
u/ss 323,326,427,148,149,506 IPC
P.S. Division No.7, Ludhiana.

Present: Sh. N.K.Aadia, Advocate for applicant/accused Deepak Verma.
Sh. S.S.Latala, Additional Public Prosecutor for respondent-State.
Ms. Sunpreet Kaur, Advocate, for complainant.

ORDER

Ms. Sunpreet Kaur, Advocate appeared and filed power of attorney for complainant. Police file presented by Ld.Addl. PP is perused and returned. Heard on this application for anticipatory bail moved by applicant in above referred FIR case.

2. Ld. Counsel for applicant/accused argued that applicant has been falsely implicated. No offence has been committed by him. There is no attribution on the part of applicant. Nothing is to be recovered from him. Therefore, the custodial interrogation of the applicant is not relevant. With these assertions, Ld. Counsel prayed that the applicants be admitted to interim anticipatory bail.

3. Ld. Addl. PP for the State as well as Ld. Counsel for complainant opposed the prayer seeking that this application may be dismissed in view of gravity of offence involved. Custodial interrogation of applicant is necessary to unearth the truth and also for recovery of

weapon of offence.

4. The present case has been registered at the instance of complainant Lakhwinder Singh. It is in the accusation that on 1.1.2020 he alongwith his cousin was present near Green Land School park. Meanwhile 10/15 boys came there. One Chetan Shah asked what they have been doing there. In the meanwhile, they attacked their Alto car bearing No. PB-07-S-6208 and broken the windowpane of the car. Chetan and Abhi were armed with sickles and applicant Deepak Verma @ Babu was armed with danda and Mani and other 8-10 unknown persons attacked them and blows were given on his legs and head. His companions fled away from there due to fear. The assailants left him in injured condition at the spot. Thereafter his relatives got him admitted in the Civil Hospital, Ludhiana from there he was referred to Gagandeep Hospital near Civil Hospital. The assailants also attacked Rajinder Kumar @ Mintu and Samant Kumar who were present with him. On the basis of this statement FIR under sections 323,326,427,148,149,506 IPC was lodged against the applicant and others.

5. The applicant was stated to be armed with Danda at the time of occurrence. Applicant and his accomplices collectively attacked the complainant and others and gave them severe injuries with sharp edged and blunt weapons. As per MLR of complainant Lakhwinder Singh, the injury No.2 was incised wound with sharp weapon and in the report dated 4.1.2020 it was reported that “patient has fracture left tibia compound grade II injury is grievous Blunt”. In these circumstances, especially when weapon of offence is yet to be recovered, no ground is made out to allow

this application. Consequently, this application is dismissed. File be
consigned to the Record Room.

Pronounced in open court.
22.1.2020

(Muneesh Arora),
Addl. Sessions Judge,
Ludhiana (UID No. PB-0149)

Rajinder Pal,
Stenographer-I