

**In the Court of Jaspinder Singh,
Additional Sessions Judge, Amritsar.**

CNR No: PBAS010112452020.
Registration No: BA/5232/2020.
Instituted on: 19.10.2020.
Date of order: 27.10.2020.

State vs. Jaspal Singh aged 36 years s/o Harbhajan Singh
r/o L21179, Gali No.13, New Gurnam Nagar,
Mandir Wala Bazar, Sultanwind Road, Amritsar.

.....Accused/applicant.

FIR No: 273 dated 8.10.2020.
Under Section: 307 IPC and 25/54/59 of Arms
Act.
Police Station: B-Division, Amritsar.

Present:- Sh.C.S.Kad, Advocate, for the applicant-
accused.
Sh.Ashok Kumar, [Addl.P.P for the State.](#)

ORDER:

1. This order of mine shall dispose of Ist bail application filed by applicant-accused under the provisions of section 439 of Cr.P.C for grant of regular bail.

2. The applicant/accused has filed the present bail application with the averments that applicant is innocent and has been falsely implicated. He was arrested by the police on 8.10.2020 and is in judicial lock up. The alleged occurrence took place on

7.10.2020 and alleged FIR got registered at the instance of Hardev Singh son of Amarjit Singh. The applicant is real brother in law(Jita) of complainant and there was some matrimonial dispute between the petitioner and his wife(real sister of complainant) and due to misunderstanding present FIR got registered. The matter has been compromised with the respectable person of the locality and compromise deed has been reduced into writing between the parties. The applicant alongwith complainant has filed a quashing petition on the basis of compromise before the Hon'ble High Court having CRM no.M-33291/2020, which is listed for 16.10.2020. The injured has been discharged from the hospital and weapon of offense has been recovered by the prosecution agency. As per allegation mentioned in the alleged FIR are absolutely vague, baseless and frivolous one. Applicant has not committed any offence. Hence this bail application.

3. Upon notice issued to State, Addl.PP for the State has appeared. ASI Gurmit Singh has come present alongwith police record.

4. I have heard ld.counsel for the applicant-accused and Addl.PP for the State and gone through the file very carefully.

5. The counsel for the applicant has submitted that after

the occurrence, compromise has been effected, so applicant be allowed bail. Perusal of the file shows that FIR was got registered by Hardev Singh, who is brother-in-law of applicant-accused. As per FIR his brother-in-law Jaspal Singh used to beat his sister Sharanjit Kaur, so he and his cousin Amrik Singh went to the house of Sharanjit Kaur, where Jaspal Singh gave slaps to Sharanjit Kaur. When he stopped, Jaspal Singh threw him outside the house and he fell down and in the meantime his brother-in-law Jaspal Singh took out his pistol with intention to kill him and fired at him and one bullet hit on the shank of left leg. Thus, allegations against applicant are that he fired from the pistol, hitting the complainant. The offence which has been committed by the applicant-accused is non compoundable. Even empty was also recovered from the spot. So placing on file compromise is of no use for the applicant for grant of bail to him. In my opinion applicant is not entitled to concession of bail. His bail application is dismissed. Police record be returned forthwith. Bail application file be consigned to record room.

Pronounced in open Court.
27.10.2020.

(Jaspinder Singh),
Additional Sessions Judge,
Amritsar.