

**In the Court of Shri Darbari Lal, Additional Sessions
Judge, Amritsar. UID No.PB0087**

Bail application No. : 2463
 CNR Number : PBAS01-006973-2022.
 Date of Institution : 30.5.2022.
 Date of Order : 2.6.2022.

State Vs. 1.Navkaranbir Singh son of Gurmej Singh,
 resident of H.No.3, Preet Vihar, Plah Sahib
 Road, Central Jail, Amritsar,

2.Neeraj Bajaj son of Ravinder Bajaj,
 resident of 1, Aman Avenue, Tung Bala,
 Amritsar.

.....Accused/applicants.

FIR No.131 dated 6.5.2022
 Under Sections 353, 186 and 323 read
 with Section 34 of Indian Penal Code.
 P.S. Cantonment, Amritsar.

**Ist bail application under Section 438 Criminal Procedure
 Code.**

Present: Sh.Harpreet Singh Advocate, counsel for the
 applicants-accused.
 Sh.Sandeep Sharma, Addl.PP for the State.

ORDER

1. Present bail application has been moved on behalf of
 the accused-applicants under Section 438 of Criminal Procedure
 Code in FIR No.131 dated 6.5.2022 at Police Station Cantonment,
 Amritsar, under Sections 353, 186 and 323 read with Section 34 of
 Indian Penal Code.

2. Notice of the bail application was issued to the
 prosecution and Sh.Sandeep Sharma, Addl. PP for the State has
 appeared on behalf of State.

3. I have heard arguments of the learned counsel for the

accused-applicants and the learned Addl. P.P. for the State.

4. The learned counsel for the accused-applicants contended that the accused-applicants are innocent and have been falsely implicated in the present case. Whereas, they have not committed any offence. They are not named in the FIR. As per contents of FIR, the accused-applicants have caused injuries to the complainant and other police officials and also torn his uniform. In fact, the complainant and another police official were in drunkard position and they way laid the accused-applicants in the evening and without any reasonable cause started giving beatings to them. They also caused arm injuries to the accused-applicant Navkaranbir Singh. Nothing is to be recovered from their possession. They are ready to join the investigation as and when required by the police. He lastly prayed that accused-applicants may kindly be granted anticipatory bail.

5. On the other hand, learned Addl. P.P. for the State strongly opposed the bail application of the accused-applicants and prayed for dismissal of the same.

6. Having heard both sides and gone through the police record. Perusal of the file reveals that present case has been registered against unknown persons on the basis of statement of ASI Gurjit Siingh who in his statement stated that on 5.5.2022 at about 12:50 AM, he alongwith HC Jaspal Singh was patrolling on the motor-cycle bearing registration No.PB-02-BV-7928 in the area

of Police Post Guntala. When they reached near Gill Medical Store, then they found that a car was parked in the middle of the road and its lights were glowing. In the said car, there was a Hindu person and one Sikh person. They stopped their motor-cycle and asked, why they parked their car there. Then, both the persons alighted from the car. They asked them to show their Identity proofs. The Hindu person who was driving the car told them that they are employees of D.C. Office. They asked Sikh person who kept a kit on his back to check his kit. Upon this, both the persons got enraged and grappled with them. They started beatings them. The Hindu person who worn the Karah in his right hand caused injury to him with it and Sikh person caused injury on his forehead near his left eye with sharp edged weapon. They also caused multiple injuries to him and torn his uniform. The blood started oozing from his forehead. HC Jaspal Singh also received injuries on his forehead and other parts of his body. Sikh person was also armed with iron rod with which he gave beatings to them. Due to injuries, they both fell down on the ground and both the accused persons fled away from the spot on their car.

7. Perusal of the file further reveals that during investigation, the complainant got recorded the names of Sikh person as Navkaranbir Singh and Hindu person as Neeraj Bajaj and registration number of their car is PB-02-BA-3400 make SX4. The accused-applicants caused multiple injuries on the persons of the

complainant who is ASI in Punjab Police as well as HC Jaspal Singh and also torn the uniform of the complainant. The weapon of offence which was used in the said occurrence is yet to be recovered from the possession of the accused-applicants. For said purpose, their custodial interrogation is required.

8. So, keeping in view the nature and gravity of offence involved in this case and, this court is of the considered view that accused-applicants are not entitled for bail. Therefore, their bail application is dismissed. Police record be returned forthwith. File of the bail application be consigned to record room.

Pronounced in open Court:

Dated: 2.6.2022.

(Rakesh Kumar) Stenographer Gr.I

(Darbari Lal)

Addl. Sessions Judge, Amritsar

(UID No.PB0087)

State Vs. Navkaranbir Singh etc.

BA No.2463/2022

Present: Sh.Harpreet Singh Advocate, counsel for the
applicants-accused.
Sh.Sandeep Sharma, Addl.PP for the State.

As per report of Ahlmad, no bail application qua this accused in this FIR is pending/decided as per website of the Hon'ble Punjab and Haryana High Court, Chandigarh.

Police record received and perused. Arguments heard. Vide separate order of even date, present bail application is dismissed. Police record be returned forthwith. File of the bail application be consigned to record room.

Pronounced in open Court:

Dated: 2.6.2022.

(Rakesh Kumar) Stenographer Gr.I

(Darbari Lal)

Addl. Sessions Judge, Amritsar

(UID No.PB0087)