

PBBT010082622024



Presented on : 24-07-2024  
Registered on : 24-07-2024  
Decided on : 26-07-2024  
Duration : 0 years, 0 months, 2 days

IN THE COURT OF  
Additional Sessions Judge, Bathinda  
(Presided Over by Rajiv Kalra, PB0098)

**BA/2591/2024**

**Application for Anticipatory Bail**  
FIR No. 102 dated 22.07.2024  
Under Sections 302, 120-B IPC  
PS Civil lines, Bathinda

Gurdeep Singh Mann aged about 45 years son of Sh. Jeet Singh,  
resident of House no.1172, Phase-3, Model Town, Bathinda  
..... *Applicant (accused)*

**VERSUS**

State  
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Shri H.S. Khara, Advocate, counsel for the applicant.  
Shri Shiv Kumar Garg, Public Prosecutor for the State assisted by Sh. H.S.  
Khosa, Advocate  
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**ORDER**  
**(Delivered on 26.07.2024)**

(1) After being booked by the police of PS Civil lines, Bathinda under Sections 302, 120-B of the Indian Penal Code in FIR No. 102 dated July 22, 2024, the applicant, Gurdeep Singh apprehended his arrest and moved this Court for grant of anticipatory bail.

(2) The matter pertains to the death of one Amardeep Singh, who was an employee of District Courts, Bathinda for the last 15-16 years and was married to Ms. Vatsal, another employee of judicial department. On 28.02.2024, said Vatsal got recorded her statement before the police of PS Civil lines, Bathinda with regard to unnatural death of her husband while submitting that her husband was taking depression medicines and was habitual of consuming liquor. Due to such bad habits, her husband used to remain absent from duty for number of days and kept consuming liquor while sitting at home.

(3) Around two months back, Amardeep Singh was transferred to Talwandi Sabo and for the last one week, he was not going for his duty and was consuming liquor while remaining present at home. Said Vatsal further deposed before police that she attended her duty from 25.02.2024 to 27.02.2024, whereas her husband kept on consuming liquor while remaining present in the home. On 25.02.2024, Vatsal found the house locked from inside when she came back from duty and with the help of neighbourers, she get entry in the house and found her husband lying in naked condition in the bed room after falling from the bed. After putting on his clothes, he was made to lie on the bed and he refused to take meal. Under the influence of liquor, Amardeep Singh raised a quarrel and his wife, Vatsal, came down to stay with her mother. She further deposed that on 26.2.2024, when she came back from duty, her husband Amardeep Singh did not open the gate and started hurling bad words to her. Out of fear, Vatsal stayed with her mother. On 27.02.2024, Vatsal tried to contact

her husband but the room was locked and the mobile phone was not in working condition. She returned home and at that time, the applicant i.e. husband of her sister had come to her home. At about 5 PM, they opened the door and they found her husband lying after falling in bed room and liquor bottle was lying on the bed. Amardeep Singh was taken to Civil Hospital, Bathinda hurriedly where he was declared dead by the doctors. Said Vatsal claimed that her husband died due to over drinking and she does not want any legal action against any person.

(4) Based upon such first information, the police recorded DDR no. 36 dated 26.2.2024 and initiated proceedings under Section 174 CrPC. The medical record was collected.

(5) On 28.02.2024, the police of PS Civil lines, Bathinda received a complaint from Jaskirat Kaur, sister of deceased Amardeep Singh, wherein she alleged that her brother Amardeep Singh was murdered by his wife, sister-in-law, mother-in-law and brother-in-law. Such complaint was kept pending for want of viscera report from the chemical examiner and department of pathology. After receipt of these reports, the medical opinion was obtained, wherein it was opined that possibility of death of Amardeep Singh due to alcohol intoxication as well as head injury collectively cannot be ruled out.

(6) Jaskirat Kaur, sister of deceased Amardeep Singh, raised allegations that she received call on 26.02.2024 from her brother that her brother was beaten by his wife and other members of in-laws family including the applicant and he was paraded naked. The complainant

Jaskirat Kaur has further told that a video of Amardeep Singh was prepared. The complainant and her mother rushed to the house of deceased and they found his dead body with several injury marks, bruises as well as swellings. In these circumstances, the complainant believed that her brother was murdered by his wife and in-laws family.

(7) Based upon these allegations and medical opinion, the police registered found a prima facie case under Section 302, 120-B IPC and a formal FIR was registered on 22.7.2024. The applicant is brother-in-law of deceased Amardeep Singh and he has now moved this Court for grant of anticipatory bail while apprehending his arrest in this case.

(8) I have heard learned counsels for both sides.

(9) Sh. H.S. Khara, Advocate, learned counsel for applicant, has argued that the dead body of Amardeep Singh was detected inside a bedroom whose doors were locked from inside and this is the first circumstance, which can belie the allegations of Jaskirat Kaur regarding commission of murder of her brother. He further pointed out that medical evidence is inkling towards death of Amardeep Singh due to excessive consumption of alcohol as well as head injury which was not external injury. Such injury was possible due to fall of Amardeep Singh under the influence of liquor inside the bedroom. Moreover, the presence of applicant at the house of deceased was never claimed. Otherwise, the applicant had no motive to commit the murder of his brother-in-law. It is further asserted that applicant is ready to join the investigation and to

assist the police and thus a prayer is made for granting him anticipatory bail.

(10) On the other hand, learned Additional Public Prosecutor assisted by Sh. H.S. Khosa, Advocate, vehemently opposed the bail plea on the premise that a day before his death Amardeep Singh, called his sister that his video in naked condition was prepared by his wife with the connivance of applicant and other members of his in-laws family and they were threatening to make this video viral to defame him. The dead body of Amardeep Singh with injuries was detected and the medical opinion pointed out the cause of death being head injury. It is asserted that Amardeep Singh was murdered by applicant in connivance with his wife and other members of his in-laws family. Hence, a prayer is made for dismissal of the bail application.

(11) I have considered the contentions of both sides.

(12) There are material allegations against the applicant for hatching conspiracy in eliminating Amardeep Singh and initially, the police acted as per information given by the wife of deceased, who claimed the death of Amardeep Singh due to excessive consumption of alcohol. This is not appropriate stage to critically analyze all the pros and cons of the case. Suffice to say that police investigation is pointing out involvement of applicant in commission of murder of Amardeep Singh after they obtained requisite medical opinion. The custodial interrogation of the applicant appears to be requisite for facilitating the police to reach

on final conclusion of its investigation. In these peculiar circumstances, no case is made out for grant of anticipatory bail to the applicant.

(13) Consequently, the bail application is dismissed.

(14) Nothing said here under this order shall be construed as final expression touching the merits of the case and these observations are strictly relevant for disposal of the bail application in hand only.

(15) Records be consigned.

PRONOUNCED IN OPEN COURT ON 26<sup>th</sup> JULY 2024

Rajiv Kalra (PB0098)  
Additional Sessions Judge, Bathinda

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