

**In the court of Sh. Vishesh,
Additional Sessions Judge, Fazilka.
(UID No. PB-0228)**

	B.A No.1002/2022. CNR No. PBFZC0-0025672022. Date of Order:-16.06.2022
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Manna(correct name Manpreet) son of Raja(correct name Balraj)
resident of Seem Farm Pakka, Tehsil Abohar, District Fazilka.

.....Applicant-accused.

Versus.

State of Punjab.

.....Respondent.

FIR No.15 dated 02.02.2021.
U/s 365, 307, 342, 323, 148, 149 of IPC.
Police Station City-1 Abohar.

[Bail application U/s 439 of Cr.P.C.]

Present: Sh. Sandeep Bajaj, Advocate counsel for applicant.
Sh. Amit Goklaney, Addl. PP for the State.

ORDER:

Present order of mine shall dispose off bail application
filed by applicant-Manna.

2. Brief facts of the bail application are that no offence has
been committed by the applicant and he has been falsely implicated in
this case. It has been stated that there is no medical opinion on record
suggesting that alleged injuries are dangerous to life in nature. It has
been further stated that offence under Section 307 of IPC is not made
out. It has been further stated that applicant has already been arrested
in this case. Hence, it is prayed that applicant be admitted to bail.

3. Upon notice, learned Addl.PP for State appeared and contested the bail application.

4. I have heard learned counsel for applicant, learned Addl.PP for State and have gone through the records of the case file carefully.

5. The present FIR was registered at the instance of Harpreet Singh on the allegations that on 01.02.2021 at about 6:00 PM, the complainant was going from Atari to Abohar to meet his parents, that when he reached near T point Seed Farm, he alighted from the bus and was going on foot towards his house, that when he reached near the open ground, he was suddenly confronted by Biny, Shampy, uncle of Shampy, Sandeep Singh son of Lala, Manna son of Raja, Jasu son of Labha, Shally son of Bhola, Shippy and son-in-law of Lala alongwith 5-6 unknown persons, who came present on their motor cycles. In the meantime, Biny caught hold of complainant from his arms from back side and Sandeep tied both his arms with rope and with the intention to kill him they made him to sit on Bullet motor cycle and took him to a secluded place near Kali Mata Mandir. Thereafter, Biny gave blow of kirpan on the head of complainant and another blow of kirpan above the right eye of complainant. Shalley gave blow of kapa on the head of complainant on the back side, Shampy gave blow of gandasa on left arm of complainant, whereas remaining accused caused injuries on the person of complainant with their sticks, due to which, the legs of complainant got fractured from multiple places. Thereafter, Sandeep and Biny tied the legs of the complainant with a cloth on to the motor cycle and thereafter they dragged him with the help of motor cycle. The motor cycle was being driven by Sandeep and Biny was at the

pillion and thereafter they left him outside the house of Sandeep in the street. After going through the MLR of the complainant, it transpires that he suffered as many as eight injuries on his person. The allegations against the applicant are serious in nature. He is alleged to have caused injuries on the legs of complainant with dang due to which complainant suffered fractures. The offence, against the person of complainant has been carried out in very barbaric manner. If the applicant is admitted to anticipatory bail, there is every likelihood that he will influence the witnesses adversely and hamper the process of trial. Complainant and eyewitness are yet to be examined in this case. Consequently, finding no merits in the present bail application, the same is hereby dismissed. File be consigned to the record room.

Pronounced in the open Court,
Jasvir Steno-II
Dated 16.06.2022

(Vishesh)
Addl. Sessions Judge-cum
Vacation Judge,
Fazilka. (Duty)