

Jaspreet Singh Vs. State of Punjab	UID No.PB0208 CNR No.PBRO01-0036042024 CIS No.BA/1021/2024
Mangat Ram Vs. State of Punjab	CNR No.PBRO01-0036032024 CIS No.BA/1022/2024
Amir Khan Vs. State of Punjab	CNR No.PBRO01-0036022024 CIS No.BA/1023/2024



Presented on : 12-08-2024
Registered on : 12-08-2024
Decided on : 16-08-2024
Duration : 0 years, 0 months, 4 days

**IN THE COURT OF MOHIT BANSAL
ADDITIONAL SESSIONS JUDGE, RUPNAGAR
(UID No.PB0208)**

(Bail Application No.1)

Jaspreet Singh
Vs.
State of Punjab

(Bail Application No.2)

Mangat Ram
Vs.
State of Punjab

(Bail Application No.3)

Amir Khan
Vs.
State of Punjab.

F.I.R No.102 dated: 01.08.2024
Under Sections: 140(3), 111(1), 115(2), 190,
191(3) of BNS
Police Station: Sri Anandpur Sahib.

Present: Sh. Rajesh Kumar Kashyap Advocate, Ld. Counsel for
applicants-accused Jaspreet Singh, Mangat Ram and Amir
Khan.
Sh. Rajinder Kumar, Ld. Addl. PP for the State assisted by ASI
Gurnaib Singh No.203/R, PS Sri Anandpur Sahib.

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ORDER

1. Vide present common order all the three bail applications relating to the same FIR, filed by the applicants/accused Jaspreet Singh, Mangat Ram and Amir Khan, are being disposed of.

2. Notice of the regular bail applications under Section 483 of Bharatiya Nagrik Suraksha Sanhita (herein referred to as 'BNSS'), 2023, was given to the State. Reply to the bail application has not been filed. Police record has been produced by ASI Gurnaib Singh 203/R Police Station Sri Anandpur Sahib.

3. The bail applications under Section 483 of BNSS has been filed on behalf of the applicants-accused on the ground that the applicants-accused have been falsely implicated in the present FIR. The applicants-accused are innocent. The applicants-accused are not required by the police for further investigation. The applicants-accused are in custody since long. With these averments, a prayer for allowing all the three regular bail applications, has been made.

4. The Learned Counsel for the applicants-accused has submitted that the offence under Section 111(1) of BNS, is not made out against the applicants-accused. The Learned Counsel has submitted that accused are in custody since 01.08.2024. The Learned Counsel has submitted that there is no force exerted tot he victim Sandeep Kumar. The Learned

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Counsel has submitted that keeping in view the custody, the instant bail applications may be allowed.

5. On the other hand, the Learned APP for the State has submitted that the offence under Section 111(1) BNS, has been deleted. The offence under Section 238 of BNS has been added. The Learned APP has submitted that the victim Sandeep Kumar made a statement on 01.08.2024 that his ATM and mobile phone was snatched and he was given beating in the car. The Learned APP has submitted that the challan is yet to be presented and the applicants-accused in case released on bail, they will tamper with the witnesses. Upon this, a prayer for dismissal of all the three bail applications, has been made.

6. I have heard the rival submissions and perused the record carefully.

Facts of the FIR

7. The present FIR has been registered on the basis of statement given by Surjit Singh Teja Advocate son of Teja Singh, wherein he has stated that on 01.08.2024, he was present in the office of Sandeep Kumar Nadda, situated at Court Complex, Sri Anandpur Sahib. Sandeep Kumar received a telephone call from some person that he (Sandeep Kumar) can collect his papers from the Petrol Pump, Majara. Thereafter, he (Surjit Singh) along with Sandeep Kumar, on the motorcycle of Sandeep Kumar were

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going towards the petrol pump then Sandeep Kumar again received a telephone to come ahead of the petrol pump. When they reached near DC Brick-kiln, two unknown persons muffled their faces, gave signal to stop. They stopped the motorcycle, in the meantime, one of them took out the key of the motorcycle from the ignition point. Thereafter, one i20 Car bearing No.HP-12-P-8267 of white colour came and restrained them. There were 3-4 persons were sitting in the car, who came out and started beating Sandeep Kumar and they forcibly dragged Sandeep Kumar in the Car. The said persons also extended threats to kill Sandeep Kumar. Thereafter, the assailants took Sandeep Kumar in the car forcibly towards Kiratpur Sahib. A prayer for taking action against the accused persons and to recover Sandeep Kumar, has been made. The FIR was registered accordingly. Investigation was carried out.

Conclusion

8. The FIR was lodged lodged on the statement of complainant Surjit Singh. Thereafter, Sandeep Kumar Nadda victim had made a statement on 01.08.2024 stating that his ATM and mobile pone were snatched and he was given beating in the car. The challan in the present FIR is yet to be presented. The accused are in custody since 01.08.2024. Keeping in view the allegations, which are grave in nature, this Court is not inclined to grant regular bail to the applicants-accused and accordingly the bail

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applications filed by the applicants-accused Jaspreet Singh, Mangat Ram and Amir Khan, are hereby dismissed accordingly.

9. Any observation made herein is limited for the purpose of deciding of the present bail applications.

10. A copy of this order be placed on the connected bail applications. Files be consigned to the Judicial Record Room, Rupnagar after due compliance.

Pronounced in the Open Court
Dated: 16.08.2024

(Mohit Bansal)
UID NO.PB0208
Addl. Sessions Judge,
Rupnagar.

Anis STG-II