

**IN THE COURT OF RAVI GULATI, ADDITIONAL SESSIONS
JUDGE/JUDGE SPECIAL COURT, GURDASPUR**

CIS No. BA-1011-2026

CNR No. PBGD010023442026

Date of Order:26.02.2026

PBGD010023442026



Kamaljot Singh son of Parjit Singh, Resident of Village Dalla Ware,
Tehsil Batala, District Gurdaspur.

.....Accused/Applicant

Versus

State of Punjab.

.....Respondent

FIR No.366 Dated 06.12.2025

U/S: 109, 351(3), 3(5), 249, 253 BNS

25 Arms Act, 21(c)/29 NDPS Act

Police Station:Civil Lines Batala

First Bail application under Section 483 BNSS

Present: Sh. Yuvraj Singh Bedi, Advocate, counsel for
accused/applicant.
Sh. Atul APP for State.

ORDER

Present bail application has been filed by
accused/applicant Kamaljot Singh son of Parjit Singh seeking regular
bail under Section 483 of BNSS. Parjit Singh who is stated to be
father of accused/applicant has also filed his affidavit that this is the
first bail application filed on behalf of accused/applicant under
section 483 of BNSS. Ahlmad of this court has also made his report
that no other bail application of the accused/applicant is pending in
any in this FIR.

2. Upon notice, learned APP for the State put in appearance on behalf of the State and contested the bail application. Police record has been requisitioned and perused. ASI Sukhwinder Singh, no.2822/Batala, P.S. Civil Lines Batala appeared along with the record and stated that no other bail application of accused/applicant is pending in any Court in this FIR. He further stated that initially the present FIR was registered against one Jaskaran Singh and unknown person (later on identified as Gurbhej Singh) who fired bullets on complainant with intention to kill him and his friend. The present accused/applicant was nominated on the disclosure statement of said Gurbhej Singh on the allegations that after the incident, present accused/applicant gave them shelter. He further stated that later on, commercial quantity of heroin and one pistol was also recovered from said Jaskaran Singh. He also stated that however no role of accused/applicant with regard to heroin in question recovered from Jaskaran Singh has been found and the only allegations against him are that he gave shelter to him and accused/applicant was not present at the time of recovery of heroin.

3. Learned counsel for accused/applicant filed application for addition of sections of NDPS Act in the head note of the bail application which is considered and allowed. He also filed amended head note of the bail application and submitted that accused/applicant is innocent and has been falsely implicated in the present case merely on the alleged disclosure statement of main accused without any

basis. However he is in judicial custody since 23.12.2025. He argued that his further incarceration is not required. Therefore, he prayed that accused/applicant may be granted regular bail.

4. On the other hand, the learned APP for the State opposed the bail application on the ground of gravity of offence. Therefore, he prayed that the present bail application be dismissed.

5. After hearing rival contentions of both the sides and after going through the record, this court finds that the present FIR has been registered against non applicant Jaskaran Singh and other unknown persons on the statement of complainant Sourav son of Rajinder Kumar wherein he averred that on 05.12.2022 had borrowed car of his friend Sukh for going to one wedding. In the night, he returned from said wedding along with his friends Chandan Kumar son of Ashok Kumar and Karan Kumar son of Dharmpal. When he went to drop Karan Kumar to his house at about 10:40 PM, two persons were standing in the middle of the road. Due to said obstruction, his car could not pass and he asked those persons to give way to his car by blowing horn. However those persons started abusing him. Since one windowpane of the car was down, one of those persons caught hold of him from his neck. His friends came out from the car and requested those persons but one of them gave karra blow on head of the complainant. Thereafter one of them took out pistol from his waistband and fired three bullets towards them out of which bullets hit right knee and left thigh of Chandan Kumar. As per

the complainant, one bullet also hit his left thigh. Thereafter all the assailants ran away from the spot and injured were rushed to hospital from where they were referred to other hospital. As per contents of FIR, complainant also stated that later on, he came to know that the person who had fired bullets was Jaskaran Singh @ Jassa son of Surjit Singh.

6. As per the police record, one person namely Gurbhej Singh was also found involved in the alleged shooting incident and he was accordingly nominated as one of the co-accused. The record further reveals that when Jaskaran Singh and Gurbhej Singh were arrested, the present accused/applicant was also present and the main accused suffered disclosure statement that after the incident, accused/applicant Kamaljot Singh had harboured and had given shelter to them. Accordingly he was also nominated and arrested as accused on 23.12.2025 on the allegations that he intentionally harboured the main accused. As per the record, after his arrest, said Jaskaran Singh also got recovered the pistol used by him in the alleged incident and commercial quantity of heroin was also recovered as per his disclosure statement.

7. In the backdrop of these facts, this Court finds that allegations against accused/applicant are only to the extent that he had given and provided shelter to main accused after the alleged incident of shooting in which he fired bullets towards complainant and his son. As stated by ASI Sukhwinder Singh, accused/applicant

has no role in recovery of heroin in question which is recovered from Jaskaran Singh independently. Apart from the aforesaid role of harbouring Jaskaran Singh and Gurbhej Singh after the alleged incident, no overt or covert act has been attributed to the present accused/applicant. Sections of NDPS Act are not attracted against the accused/applicant as he is not found associated or involved in the recovery of heroin, which was recovered independently from Jaskaran Singh. He is in custody since 23.12.2025. Nothing has been recovered from accused/applicant and nothing is to be recovered from him. Thus considering the allegations against the accused/applicant, this Court is of the opinion that his further pre trial incarceration is not required. No other criminal antecedents of accused/applicant have been pointed out. The allegations that he intentionally gave shelter to Jaskaran Singh in spite of knowledge of his criminal activities are yet to be proved. Presentation of challan and conclusion of trial shall take sufficient long time. No purpose would be served by keeping the accused/applicant behind bars for indefinite period in view of the extent and nature of allegations against him. As such, present application is hereby allowed and accused/applicant Kamaljot Singh is admitted to regular bail on his furnishing bail bonds in the sum of Rs.50,000/- with one surety in the like amount which may also be in the form of FDR, in the Court of learned Illaqa/Duty Magistrate to his/her satisfaction and subject to the following conditions:-

- i That he shall attend the court regularly;
- ii That he shall not hinder the ongoing investigation/trial;
- iii That he shall not leave the country without prior permission of the Court;
- iv That he shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him/her from disclosing such facts to the Court or to any police officer or tamper with the evidence;
- v. That he shall not commit an offence similar to the offence of which he is accused or suspected.

However, observations made herein shall have no effect on the merits of the case. Copy of this order be sent to learned Illaqa Magistrate. Police record be returned. Record of bail application be consigned to the record room.

Pronounced
Dated:26.02.2026

Ravinder Singh

(Ravi Gulati)
Additional Sessions Judge-cum-
Judge Special Court,
Gurdaspur (UID No.PB0242)

CNR No. PBGD010023442026

CIS No.BA-1011-2026

Present: Sh. Yuvraj Singh Bedi, Advocate, counsel for
accused/applicant.
Sh. Atul APP for State.

Police record produced and perused. Arguments heard.

Vide my separate detailed order of even date, the present bail
application has been allowed. Record of bail application be
consigned to the record room.

Pronounced
Dated:26.02.2026

Ravinder Singh

(Ravi Gulati)
Additional Sessions Judge-cum-
Judge Special Court,
Gurdaspur (UID No.PB0242)