

**IN THE COURT OF UPINDER SINGH JANDU,  
ADDITIONAL SESSIONS JUDGE, SANGRUR.  
(UID Number PB00842)**

|                     |                                        |
|---------------------|----------------------------------------|
| Case Type           | Bail Application                       |
| Registration Number | 2299 Date of Registration : 03.07.2026 |
| CNR Number          | PBSG01-005725-2026                     |
| Date of Decision    | 21.07.2026                             |

Happy Singh aged about 28 years son of Satpal Singh, resident of near Kartphool Basti, Ward no. 12, Lehragagga, Tehsil Lehra, District Sangrur.

...Applicant/accused

Versus

State of Punjab

...Respondent

**Application Under Section 483 of BNSS for grant of  
regular Bail**

FIR No. 38 of 31.05.2026  
Under Sections 109, 118 (1), 126 (2), 351 (2),  
191 (3), 190 of BNS.  
Police Station Dharamgarh.

Present: Sh. S.K.Hareri, Advocate for applicant/ accused.  
Sh. H.R.Goyal, Additional Public Prosecutor for the State.

**ORDER**

1. The present application for grant of regular bail has been filed on behalf of applicant/accused in a case FIR number 38 of 31.05.2026 Under Sections 109, 118 (1), 126 (2), 351 (2), 191 (3), 190 of BNS Police Station Dharamgarh.

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2. In pursuance of notice of the application having been issued, the learned Additional Public Prosecutor for the respondent-State has put in appearance. Record has been produced by ASI Mewa Singh number 142/Sangrur who has stated that in the presence case, initially, FIR was registered under Sections 109, 118 (1), 126 (2), 351 (2), 191 (3), 190 of BNS at Police Station Dharamgarh. During further investigation, on 17.07.2026, offence under Section 118 (2) BNS was added vide DDR number 19 dated 17.07.2026.

3. I have heard the learned counsel for the applicant/accused and learned Additional Public Prosecutor for the State and have gone through the record.

**Findings:**

4. After giving my thoughtful consideration to the rival submissions and on careful perusal of the averments put in the application, contents of the FIR, perusal of the record produced, coupled with the assistance rendered, it is pertinent to make mention that FIR has been registered under Sections 109, 118 (1), 126 (2), 351 (2), 191 (3), 190 of BNS and during further investigation, on 17.07.2026, offence under Section 118 (2) BNS was added vide DDR number 19 dated 17.07.2026. The bail application in hand has been filed by applicant/accused for seeking bail in offence under sections 109, 118 (1), 126 (2), 351 (2), 191 (3), 190 of BNS, which appears to be ill drafted. The concept of

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amendment in bail application during its pendency is hostile to the provisions of CrPC. Making any amendment in the bail application to change the offence could lead to manipulation of the bail processes. A bail application cannot be amended to change the offence charged against the applicant/accused as this would fundamentally alter the nature of the case. If the applicant/accused wants to seek bail for a different offence than the one originally charged, he must file a separate bail application detailing the new charge. Considering this bail application to be maintainable for the enhanced offences would be beyond its sweep; and antithesis to the settled legal parameters. Ergo, without commenting on merits, the present bail application is dismissed being infructuous on the grounds of technicalities discussed supra. File be consigned to the record room.

**Pronounced in open Court.  
Dated : 21.07.2026.**

**(Upinder Singh Jandu)  
Addl. Sessions Judge,  
Sangrur.  
(UID Number PB00842)**

Sapna, Stenographer Grade-I.

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