

**IN THE COURT OF ATUL KASANA, SESSIONS JUDGE,  
SAS NAGAR (MOHALI)  
UID No.PB-0085**

**CIS No.BA 1035/2025  
CNR No.PBSA01-002798-2025  
Date of Order: 05.04.2025**

Jatinder Pal Singh alias Jatinder Pal Singh Bajwa, aged about 34 years,  
son of Sh.Hardev Singh, resident of village Jhall, district Sangrur, Punjab.

....Applicant/Accused.

Versus

State of Punjab

.....Respondent.

FIR No.119 dated 03.06.2024  
Under Sections 302, 323, 341 of IPC  
Police Station Balongi.

First bail application under Section 483 BNSS  
for grant of regular bail.

\*\*\*\*

Present: Sh. Vedant Setia, Advocate proxy counsel for Sh.Digvijay  
Nagpal, Advocate, counsel for applicant/accused  
Sh. H.S. Romana, Addl. P.P for the State.

**ORDER**

1. This order of mine shall dispose of bail application under  
Section 483 of BNSS moved by the above named applicant/accused for  
the grant of regular bail, in the above noted case.

*Atul Kasana  
Sessions Judge,  
SAS Nagar (Mohali).*

2. Notice of bail application was issued to the State and learned Addl.P.P. appeared for State and produced the Police record.

3. Learned counsel for the applicant submits that the applicant/accused is innocent and has been falsely implicated in the present case. He further submitted that infact the true story is that the deceased was driving the motorcycle in a rash and negligent manner in a drunken condition and came in front of the car of the applicant and hit with the car and suffered multiple injuries and died at the spot, but the Police in connivance with complainant converted the accident into a murder case and falsely implicated the applicant-accused in murder case, as the Balongi Police was having a grudge against the applicant-accused as earlier also there was a scuffle between local Police and the applicant at the place of occurrence of other case and with their ill motive, they have falsely implicated the applicant-accused in this case by concocting a false story. He has further submitted that the applicant is in custody since 03.06.2024 and the challan in this case has already been presented in the Court and 8 prosecution witnesses have been examined, out of which three eye witnesses have not supported the prosecution version and no purpose would be served by detaining the accused/applicant behind the bars for indefinite period. On these submissions, he has prayed for acceptance of the bail application.

4. On the other hand, the learned Addl. P.P for the State submitted has opposed this bail application and submitted that the

accused/applicant has committed a serious offence by murdering Jatinder Singh by hitting danda blows on his head. He further submitted that when said Jatinder Singh was shifted to Civil Hospital, Phase-6, Mohali, the doctors declared him brought dead and the accused is responsible for his death and there are direct allegations against the applicant-accused and complainant has categorically suffered statement in the Court against the applicant-accused. He further submitted that if the applicant-accused is released on regular bail, he may abscond from the hands of justice. With these submissions he has prayed for dismissal of the bail application.

5. The FIR in the present case has been registered on the statement of of Kuljit Kaur daughter of Balbir Singh with the allegations that she is resident of village Kasuana, Police Station Zira, District Ferozepur, presently residing at Rana Complex, Room No.6, PG, Balongi and she is working as Security Guard in Cromix Company, Sector 8-B, Chandigarh and her duty hours are from 6.00 p.m. to 6.00 a.m. On 03.06.2024 at about 1.30 a.m (night) due to pain in her ear, she called her foster brother Jatinder Singh, who gave her pain killer and thereafter, she alongwith her said brother Jatinder Singh while riding on motorcycle bearing registration No.PB48-D-0515 make Splendor and one Honey, who is room mate of Jatinder Singh on his motorcycle bearing registration No.PB05-D-8811 make Splendor went to Dhaba PB22 Verma Chicken near Nijjar Chowk for taking meal. After taking meal, when they reached at Nijjar Chowk, then one taxi bearing registration No.PB13-BB-4792 of

silver colour approached parallel to them and its driver suddenly turned his car in front of their motorcycle and they narrowly saved themselves from falling and they stopped the car and asked the driver to drive the vehicle properly, but the driver of the vehicle did not listen to them and he started arguing with them loudly and there were two girls also in the said car. The people gathered at the spot and asked them to leave the place. While they were proceeding towards Balongi from Nijjer Chowk and reached at Flyover in front of V.R. Mall, then above said taxi driver came at a very high speed from rear side and struck his car into their motorcycle, as a result of which, they fell down on the road and received injuries. The driver of the car got down from the car and picked up her mobile phone, which had fallen on the road and threw it down from the bridge. Then he took out danda/stick from his car and hit on the head of Jatinder Singh and gave several blows of said stick on the head of Jatinder Singh. Thereafter, both the girls came out from the car, out of whom one stopped the assailant from hitting Jatinder Singh and second girl took care of her and above said Honey also took care of them. Many vehicles stopped at the spot. One person took them to Civil Hospital, Phase-6, Mohali for treatment, but the doctor declared Jatinder Singh brought dead. Accordingly, FIR in this case was registered against accused Jatinder Pal Singh Bajwa.

6. As per the allegations made in the FIR, the applicant-accused and the deceased had an altercation and some time later while the

deceased was going on his motorcycle alongwith complainant, the accused came from the rear side in his car driven at a high speed and hit the motorcycle of the deceased, as a result of which the deceased and the complainant fell down on the road and thereafter, the accused got down from his car and gave wooden stick blows on the head of Jatinder Singh, resulting in the death of Jatinder Singh. The allegations are of accused having committed the murder of Jatinder Singh. It was submitted by the learned counsel for the applicant-accused that infact it was a road side accident as said Jatinder Singh was driving his motorcycle in a drunken condition and was driving the motorcycle in a rash and negligent manner and hit in the car of the accused-applicant and the Police converted the accident case into a murder case only to falsely implicate the applicant-accused and that three eye witnesses have turned hostile and have not supported the prosecution version, which indicates that a false case has been planted upon the applicant-accused. The applicant-accused was arrested in this case on 03.06.2024. Perusal of the record shows that complainant Kuljit Kaur has stood her ground and duly supported the prosecution version and deposed against the applicant-accused and some of the material witnesses are yet to be examined. The contention of the learned counsel that the applicant-accused was innocent and had been falsely implicated, is a matter of trial and shall be adjudicated on completion of the trial. Eight prosecution witnesses have since been examined and some material witnesses yet remain to be examined and

the possibility of the applicant-accused of tampering with the evidence, if released on bail, cannot be ruled out. So, keeping in view the nature of allegations as well as the gravity of the offence and the facts and circumstances, this Court is of the opinion that no ground is made out for grant of bail to the accused/applicant and hence, the same is hereby dismissed. Record of this bail application be attached with the main trial pending before this Court.

**Pronounced: 05.04.2025**

*Surjit Singh Kare, JW*

**Atul Kasana  
Sessions Judge,  
SAS Nagar (Mohali),  
UID no.PB0085**

**Atul Kasana  
Sessions Judge,  
SAS Nagar (Mohali).**

Present: Sh. Vedant Setia, Advocate proxy counsel for Sh.Digvijay Nagpal, Advocate, counsel for applicant/accused  
Sh. H.S. Romana, Addl. P.P for the State.

Record received and perused. Arguments heard. Vide my separate detailed order of today, bail application filed by applicant/accused stands dismissed. Record of this bail application be attached with the main trial pending before this Court.

**Pronounced: 05.04.2025**

*Surjit Singh Kare, JW*

**Atul Kasana  
Sessions Judge,  
SAS Nagar (Mohali),  
UID no.PB0085**

**Atul Kasana  
Sessions Judge,  
SAS Nagar (Mohali).**