

In the court of Amarjot Bhatti, Sessions Judge, Hoshiarpur.
(UID PB0019)

Bail application No.148, dt. 5.6.2020,
(CIS No.BA 1154 of 2020),
CNR No.PBHO010028372020,
Date of decision: **08.06.2020.**

Balkar Singh, aged about 66 years, son of Khazan Singh, resident of Village Talwandi Daddian, Police Station Tanda, Tehsil Dasuya, District Hoshiarpur.

....Accused/applicant.

Versus

State of Punjab.

...Respondent.

FIR No.111, dated 13.5.2020,
Under sections 307, 323, 324, 506 IPC,
Police Station Tanda.

(2nd Application for anticipatory bail)

Present: Shri Nihal Singh , counsel for the accused-applicant;
Shri Pawan Preet Singh, Addl.PP for the State.

ORDER

Applicant Balkar Singh has filed this second application seeking pre arrest bail in case FIR No.111, dated 13.5.2020, under sections 307, 323, 324, 506 IPC, Police Station Tanda.

2. The facts of the case are that Piara Singh gave his statement to the police that on 9.5.2020, his son Bakhshish Singh had gone to the fields for work. At about 7.30 PM, Bakhshish Singh was returning home from the fields, whereas he was going towards the fields for a walk. When his son reached near the tubewell motor of Bhagwan Singh Sarpanch, Balkar Singh came out of the fields and Bhagwan Singh was also standing near the tubewell motor. He was carrying a Spade. Balkar Singh started having altercation with his son and out of anger, he gave Spade blow on the head of his son and gave another blow from the reverse side which hit on his shoulder. His son fell down and he started bleeding. On the alarm raised by him, Lakhwinder Singh alias Saba

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also reached there. Thereafter his son was taken to Civil Hospital, Tanda for treatment, from where he was further referred to Civil Hospital, Hoshiarpur. With these allegations the present case has been registered.

3. The counsel for the applicant argued that all the allegations levelled against Balkar Singh are false. The occurrence took place on the road. He had no intention to kill him. Even the injuries detailed in the MLR do not co-relate with the ocular version of the complainant. The applicant is old man. He is ready to join the investigation. Therefore, his anticipatory bail application may be allowed.

4. The bail application is opposed by the Addl. Public Prosecutor.

5. I have gone through the record. The first application filed by the applicant was withdrawn as per order dated 1.6.2020 passed by this court. The applicant Balkar Singh is specifically named by the complainant. MLR of the injured is on the file alongwith treatment record. As per the opinion of the doctor, injury No.1 on the head was declared dangerous to life. The weapon of offence is yet to be recovered. The allegations are serious and the injury is on the vital part of the body i.e. the head. Therefore, I do not find merits in the anticipatory bail application filed by Balkar Singh and the same is accordingly declined. Police record be returned with the copy of order. File of bail application be consigned.

Announced.
Date of order: **08.06.2020.**
Anil Kumar, EA

(Amarjot Bhatti),
Sessions Judge, Hoshiarpur.
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Present: Shri Nihal Singh, counsel for the accused-applicant;
Shri Pawan Preet Singh, Addl.PP for the State.

Police record produced. Arguments heard. Vide separate detailed order of today, the present bail application has been declined. Police record be returned with the copy of order. File of bail application be consigned.

Announced.
Date of order: **08.06.2020**
Anil Kumar, EA

(Amarjot Bhatti),
Sessions Judge, Hoshiarpur.
(UID No.PB0019)

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Sessions Judge, Hoshiarpur.