

**IN THE COURT OF SHRI BALWINDER KUMAR,
ADDITIONAL SESSIONS JUDGE, SANGRUR.**

BA No. 151 of 12.01.2024.
CNR No. PBSG010003852024.
Decided On: 07.02.2024

Lachman Singh, aged about 20 years, son of Kulwant Singh, resident of Amra Patti, Sheron, Tehsil Sunam, District Sangrur (now confined in District Jail Sangrur.

...Applicant/accused.

Versus

State

FIR No. 58 of 07.11.2023
Under Sections 307,341,323,324,148,149 IPC.
Police Station Cheema.
Bail application under Section 439 Cr.P.C.

Present: Shri B.S Chhajli, Advocate for applicant.
Shri Navdeep Goyal, Additional Public Prosecutor for State

ORDER:

1. Record received. Heard. It is mentioned in the instant bail application that present FIR has been registered against accused six persons namely Gurdeep Singh, Binder Singh, Ram Singh, Happy Singh, Baru Singh and Lala Maur @ Lal Singh, but applicant was not named in the FIR. It is further averred that applicant was arrested by the police wrongly and sent to judicial lock up and now the applicant is confined in District Jail Sangrur. It is further averred that there are two injured

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persons, one is Amandeep Singh @ Aman, who has received only one injury, whereas second is injured person Ram Asra has received three injuries as per MLR and all the injuries are simple in nature and police has wrongly registered present FIR under Section 307 IPC only to strengthen the prosecution case. It is further averred that presentation of challan and conclusion of trial will take long time and no useful purpose would be served by detaining the accused/applicant in custody. Hence it is prayed that the bail application may be allowed.

2. Learned counsel for the accused/applicant while arguing in the lines of bail application contended that same may be allowed.

3. Conversely, learned Addl.P.P. for the State contended that there are serious allegations against the accused/applicant and therefore, bail application may be dismissed.

4. After hearing rival submissions, it has transpired that instant case FIR was registered on the statement of one Amandeep Singh that on 06.11.2023, he along with his servant Ram Asra had gone to their fields when they reached near SBI bank, then Gurdeep Singh @ Tari, Ram Singh, Binder Singh, accosted them and told them that Amandeep Singh stopped them from sitting near Shahpur Adda and they exchanged heated words and some persons stopped them from doing so and thereafter Amandeep Singh and his servant went to fields and when they were going from their fields to home, then at about 8:30 P.M., one Lala Maur, Baru

Singh, Gurdeep Singh, Ram Singh, Binder Singh, Happy Singh came on their motor cycle and Gurdeep Singh hit Amandeep Singh with sword with intention to kill him and both Amandeep Singh and Ram Asra fell from the motor cycle. Ram Singh then hit Ram Asra with gandasa. Binder Singh hit Ram Asra with iron rod. Happy Singh also hit Ram Asra with stick and then all the said persons attacked them. On hearing their alarm, people gathered at the spot and the assailants ran away from the spot. On recording above statement, police machinery swung into action and instant case FIR was registered.

5. Aforesaid allegations reveal that aforesaid persons with intention to kill caused severe injuries to complainant and his servant Ram Asra and therefore keeping in view the gravity of the allegations, accused/applicant does not stand entitled to concession of bail under section 439 Cr.P.C. Resultantly, bail application is ordered to be dismissed. Record be returned. Bail application file be consigned to record room.

Pronounced in open Court.

Dated: 07.02.2024

**(Balwinder Kumar),
Additional Sessions Judge,
Sangrur. UID No. PB0160.**

Mamta Threja , Stenographer

Balwinder Kumar,
Additional Sessions Judge,
Sangrur.

Present: Shri B.S Chhajli, Advocate for applicant.
Shri Navdeep Goyal, Additional Public Prosecutor for State

Record received. Arguments heard. Vide my separate detailed order of even date, bail application is dismissed, as stated therein. Police record be returned and bail application file be consigned to record room.

Pronounced in open Court.
Dated: 07.02.2024

(Balwinder Kumar),
Additional Sessions Judge,
Sangrur. UID No. PB0160.

Mamta Threja , Stenographer

Balwinder Kumar,
Additional Sessions Judge,
Sangrur.