

Nirmal Singh, etc.

Vs. State of Punjab

..... 1

IN THE COURT OF BALJINDER SINGH, VACATION JUDGE-CUM-
ADDITIONAL SESSIONS JUDGE, SANGRUR.
(Unique Identification No.PB0107)

CIS Regs. No.....BA-2106-2023

CNR No. PBSG01-005664-2023

Date of Order:.....30.06.2023

- 1 Nirmal Singh aged about 70 years;
- 2 Sarup Singh aged about 53 years sons of Gajjan Singh;
- 3 Gurmail Kaur aged about 60 years wife of Nirmal Singh;
- 4 Mandeep Kaur aged about 47 years wife of Sohan Singh, all residents of Kishanpura Basti, Sangrur.

....Accused/Applicants

Versus

State of Punjab

FIR No.65 dated 03.06.2023

U/ss.452, 325, 323, 147, 149 IPC

Police Station: Amargarh

Application under Section 438 Cr.P.C.

Present : Sh. G.S. Grewal, counsel for accused-applicants
Sh. Mahesh Goyal, Addl. PP for the State

ORDER:

1. This bail application file is put up before me being Vacation Judge. The present anticipatory bail application has been moved on behalf of applicants-accused Nirmal Singh, Sarup Singh, Gurmail Kaur and Mandeep Kaur for offence U/ss.452, 325, 323, 147, 149 IPC, by virtue of Section 438 Cr.P.C.

Baljinder Singh
Vacation Judge-Cum-ASJ,Sangrur

2. Notice of this bail application has been given to the State. Police record has been requisitioned. Arguments have been heard and record has been perused.

3. As per allegations, complainant Bhajan Singh has retired from Army on 30.09.2014. Both the children of complainant i.e. daughter Baljinder Kaur and son Paramvir Singh have already married. Paramvir Singh son of complainant has been residing at Bagidgarh (Dehli) along with his family and he has been working at Metro in Delhi. On 25.05.2023 at about 2.30 P.M. complainant Bhajan Singh was sitting outside his house on chair and at that time, his brother-in-law Nirmal Singh along with his wife Gurmail Kaur, Sohan Singh along with his wife Sandeep Kaur and Sarup Singh and Avtar Singh brother-in-law (sadhoo) of complainant along with his wife Gurmeet Kaur, were coming towards their house. On seeing such persons, complainant picked up the chair and went inside the house and he reached in the courtyard. Then Sohan Singh and Jagraj Singh came inside the house and they started abusing complainant Bhajan Singh. Complainant Bhajan Singh told them as to why they were abusing. Then Jagraj Singh gave fist blow on the mouth of Bhajan Singh. Sohan Singh then picked up one brick from wall and he tried to give blow with that on the person of complainant Bhajan Singh and Bhajan Singh tried to rescue himself and during that process such blow struck on the left wrist of Bhajan Singh. Wife of complainant also attracted to spot and she exhorted that on that day her brothers would kill

Bhajan Singh. Then Sarup Singh and Nirmal Singh gave fist blows on the person of complainant. At the instance of wife of complainant, Gurmail Kaur and Sandeep Kaur removed the turban of complainant and he was dragged by holding from hair. The motive behind that crime was that wife of complainant had gone to her parental house after quarreling with complainant. At her instance, her relatives have come to the house of complainant and they caused injuries.

4. It may be submitted at the very outset that only one of the offences i.e. offence under Section 452 IPC is non-bailable. The injury so caused on non-vital part i.e. left wrist of complainant is attributed to co-accused Sohan Singh. Considering that aspect, the custodial interrogation of applicants-accused is not required for any purpose. Accordingly, applicants-accused Nirmal Singh, Sarup Singh, Gurmail Kaur and Mandeep Kaur are admitted to anticipatory bail and they are directed to join the investigation well before 11.07.2023 and in the event of their arrest, they shall be released on bail subject to their furnishing bonds in the sum of Rs.50,000/- each with one surety in the like amount each to the satisfaction of Arresting Officer, subject to the following conditions:-

- 1 That applicants shall not interfere in the investigation of this case in any way nor they shall tamper with the evidence.
- 2 That applicants shall appear before Court on each and every date of hearing.
- 3 That applicants shall not leave the country without prior permission of the Court.

Police record be returned. Concerned official shall appear in

the Court concerned to make statement regrading such compliance on 11.07.2023. File be presented before ld. Sessions Judge, Sangrur on 11.07.2023 for the purpose of entrustment.

Pronounced in Open Court.

Dated:30.06.2023

(Baljinder Singh)
Vacation Judge-Cum-
Additional Sessions Judge,
Sangrur. UID No.PB0107

Parminder Stenographer Gr.-II

Nirmal Singh, etc. Vs. State
CNR No.PBSG01-005664-2023

BA-2106-2023

Present : Sh. G.S. Grewal, counsel for accused-applicants
Sh. Mahesh Goyal, Addl. PP for the State

Arguments heard. Vide my separate detailed order of even date, bail application has been allowed with the direction to applicants-accused to join investigation on or before 11.07.2023. Police record be returned. Concerned official shall appear in the Court concerned to make statement regrading such compliance on 11.07.2023. File be presented before ld. Sessions Judge, Sangrur on 11.07.2023 for the purpose of entrustment.

(Baljinder Singh)
Vacation Judge-Cum-
Additional Sessions Judge,
Sangrur. UID No.PB0107

Dated:30.06.2023
Parminder Stenographer Gr.-II