

IN THE COURT OF HARINDER SIDHU
ADDITIONAL SESSIONS JUDGE FAST TRACK SPECIAL COURT
PATIALA (PB00130)

CIS No.BA 2246/2024
Registration No.180 of 11.07.2024
CNR No. PBPT-01-006845-2024
Date of Order: 17.07.2024

Ranjit Kumar @ Nepali son of Shambu Nath resident of Mohalla
Krishanpuri near Vishavkarma Mandir Tehsil Nabha District Patiala.

..... Applicant

Versus.

State of Punjab.

.....Respondent.

Bail application under section 483 of BNSS for grant of
regular bail to the applicant.

FIR No.57 dated 23.04.2024 Under Section 323, 324, 458, 354-B, 379, 427, 148, 149, 506, 326 of IPC Police Station Kotwali, Patiala

Present: Sh. Rajdeep Sahota, Advocate for the applicant.
Sh. R.S Sidhu Additional Public Prosecutor for the State.

ORDER

This order pertains to the application under section 483 of
BNSS for regular bail filed by applicant/accused Ranjit Kumar @ Nepali
in case FIR No. 57 dated 23.04.2024 registered under Section 323, 324,
458, 354-B, 379, 427, 148, 149, 506, 326 of IPC at police station ‘Kotwali

Nabha’.

2. Notice of the bail application was given to the state. The learned Additional Public Prosecutor for the state appeared to represent the state and contest the bail application. The investigating officer has also appeared alongwith the record of investigation.

3. It is argued by the learned counsel for the applicant/accused that the applicant/accused has been falsely involved in the present case by the police on the behest of the complainant Soma Singh and he has not committed any offence. He has been falsely implicated by the complainant due to personal grudge and prima-facie no offence against the applicant/accused is made out as he was not present at the time of the occurrence. The applicant/accused is in the custody since 01.05.2024, no recovery is to be effected from him; presentation of the challan and thereafter the trial is likely to take time. No purpose would be served by detaining the applicant/accused in custody. Hence the request for grant of regular bail.

4. On the other hand learned Additional Public Prosecutor for the state assisted by the investigating officer contended that the applicant/accused alongwith their co-accused had caused grievous injuries on the person of the complainant. Hence, the bail application may accordingly be dismissed.

5. On appreciation of the contentions of the learned counsel for the applicant/accused Sh. Rajdeep Sahota, Advocate on his plea for grant of regular to the applicant/accused Ranjit Kumar @ Nepali and the contentions of the learned Additional Public Prosecutor for the state Sh. R.S Sidhu opposing the bail application and having carefully gone

through the record. It is found that the allegations against the applicant/accused are specific in nature and overt acts invoking the sections 323, 324, 458, 354-B, 379, 427, 148, 149, 506, 326 of the IPC are attributed to him. It is alleged by the complainant that on 22.04.2024 at about 11:00 PM, he alongwith his family were sleeping in their house, when applicant/accused Ranjit Kumar @ Nepali son of Shambhu Nath R/o Jail Chowk Nabha, Gopi son of Teeti and Vishnu son of Mani Ram alongwith Kaka and Dilpreet sons of Tarlok Singh, Bittu and Ajay as well as Harry sons of Sukha residents of Ajaib Colony Nabha in criminal conspiracy and armed with sharp weapons came to the main gate of their house and started breaking their door. They started throwing brickbats. After breaking the main door, they entered their house with the weapons and they also broke the door of the room and entered. On entering the room they started beating the wife of the complainant, Seema. Ranjit Nepali with his '*talwar*' (sword) gave a blow on the head of the complainant, Dilpreet gave a blow with his '*gandasi*' on the right hand of the complainant, Bittu with his sword gave a blow on his right elbow, Vishnu gave a blow with the '*gandasi*' on his left hand, Gopi gave a blow with the sword on his right leg and Harry gave a blow with his sharp weapon on his left leg. Kala tore the clothes of his wife. Thereafter all the accused with their weapons damaged the motorcycle bearing No.PB11BK-4673 standing in their house. They also stole two mobile phones, one was broken by them and other was taken away by Dilpreet Singh. The accused alongwith their weapons left the house, abusing and threatening him. Thereafter, the paternal uncle of the complainant namely Soma Singh son of Ganda Singh arranged for a vehicle and took them to

Civil Hospital, Nabha, where they were admitted.

6. Thus specific injuries are attributed to Ranjit Nepali the applicant/accused. Perusal of the medical record enclosed with the investigation file reveals injuries grievous in nature. The Radiologist report also shows fractures inflicted with sharp edged weapons. The injury attributed to the applicant/accused is with the sword on the head and there is a corresponding injury in the report of the radiologist. Thus the allegations against the applicant/accused are grave in nature. In view of the gravity of the offences, it is not a fit case, where regular bail can be granted to the bail applicant/accused. Accordingly, the application under reference is dismissed. The papers be consigned to the record room, as per rules.

Date of order :17.07.2024

Venus Goyal

(Harinder Sidhu)
Additional Sessions Judge
Fast Track Special Court
Patiala
UID No.PB00130

Ranjit Kumar @ Nepali Vs. State of Punjab

Present: Sh. Rajdeep Sahota, Advocate for the applicant.
Sh. R.S Sidhu Additional Public Prosecutor for the State

Arguments heard. Record perused.

Vide my separate order of even date the bail application stands dismissed as detailed therein. The file of the bail application be tagged with the main trial file.

Pronounced
Date of order :17.07.2024
Venus Goyal

(Harinder Sidhu)
Additional Sessions Judge
Fast Track Special Court
Patiala
UID No.PB00130