

CNR No.PBGD01-007864-2026.

CIS No. BA-3372-2026.

Amarjit Singh Fauji versus State of Punjab.

Present      Shri Gursimran Singh Boparai Advocate, proxy counsel for  
bail applicant.  
Shri Kiran Kumar, Additional Public Prosecutor for  
respondent-State; assisted by Shri Kashish Sharma, Advocate  
counsel for complainant.

ORDER:

1.            This application under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail was filed by bail applicant/accused Amarjit Singh Fauji on 09.07.2026.

2.            Upon notice, respondent-State appeared and contested the bail application. Shri Kashish Sharma, Advocate also appeared on behalf of complainant and filed power of attorney to assist the prosecution. Police record has been produced by ASI Tek Ram.

3.            Arguments heard. Record perused. In this case FIR No. 70 dated 15.05.2026, under Sections 109, 117(2), 126(2), 115(2), 191(3), 190 of Bharatiya Nyaya Sanhita and Section 25 and 27 of Arms Act, Police Station Sadar Gurdaspur has been registered on the basis of statement of complainant Sarabjit Singh on the allegations that on 15.05.2026 he attended the Court of Shri Chandan Hans, learned Judicial Magistrate First Class, Gurdaspur for hearing of a case. Amarjit Singh Fauji along with his son Daler Singh also attended the said Court being complainant of the said case. Amarjit Singh Fauji made phone call and called Sarwan Singh and Harjit Singh along with two unidentified persons there. After attending the Court, complainant was going home on his motorcycle. At about 4:00 pm, when he

reached near Sukhjindra School, Babri, a black coloured Thar vehicle came from the rear side and intentionally hit his motorcycle. He along with his motorcycle fell in the bushes on the side of the road. From the said Thar vehicle, accused Sarwan Singh, Amarjit Singh, Daler Singh, Harjit Singh and two unidentified persons alighted. They were having arms. On seeing them, he tried to run away, but they caught him. Sarwan Singh fired gun shot from his revolver hitting his left knee. He fell on the ground. Then Harjit Singh gave dang blow, but he raised his left arm and dang hit on his left arm. Then Daler Singh gave baseball bat blow, but he raised his right hand and baseball bat hit on the inner side of fingers of right hand. Daler Singh gave another baseball bat blow hitting on his chest. When he was lying on the ground, unidentified persons gave kick blows hitting his left knee and left thigh. Sarwan Singh handed over his revolver to Daler Singh and took baseball bat from him and gave blow on his right leg below the knee. His leg was fractured and blood was oozing. He raised noise, which attracted some passerby. Then all the accused along with their respective weapons ran away from the spot towards Batala side. This occurrence was caused at the behest of accused Amarjit Singh Fauji. Officials of Sadak Suraksha Force got him admitted in Civil Hospital, Gurdaspur. Motive behind the occurrence is that Davinder Kaur, sister of his friend Harpreet Singh, is married with accused Sarwan Singh, who do not want to keep her and their divorce case is pending in the Court. Harpreet Singh is residing abroad and he is helping him. Due to this reason, there was quarrel between them earlier and accused caused injuries to him with gun shot and other weapons.

4. After registration of FIR, investigation of the case is being conducted. During investigation, accused Amarjit Singh Fauji was arrested on 20.05.2026.

5. Through the present application, regular bail has been sought by the bail applicant/accused Amarjit Singh Fauji on the grounds that false allegations has been levelled against him; no injury has been attributed to him; he is Ex-Army Personnel; earlier complainant caused him injuries and fractured his both legs, regarding which trial is pending in the Court; he is physically disabled due to fracture on his both legs and had deposed against the complainant on the date of occurrence; his son Daler Singh is falsely implicated and he was away to take his examination on that day; accused Harjit Singh was also falsely implicated because earlier his legs were fractured by complainant; he is not required for further investigation and no useful purpose will be served by keeping him in custody for an indefinite period. However, these allegations have been denied by the respondent-State.

6. Perusal of police record reveals that as per allegations, occurrence was committed at the behest of bail applicant Amarjit Singh Fauji. On the date of occurrence, both complainant and the bail applicant had attended the hearing of a case in the Court. When the complainant was going back to home, he was waylaid by the accused and injuries were caused to him including gun shot injury. The bullet of gun shot fired by accused Sarwan Singh hitting his left knee. Case is still under investigation. The allegations are grave and serious in nature, because when the offence is

stated to have been committed by the accused, he was present at the place of occurrence. The mere fact that he is in custody since 20.05.2026 is not ground to release him on regular bail.

7. Thus, keeping in view the above said facts and circumstances of the case as well as seriousness and gravity of the allegations, no ground is made out to release the bail applicant/accused on regular bail. Hence, the present bail application is dismissed. Police record be returned. This file be consigned to Record Room.

Pronounced.

Dated 21.07.2026.

Palwinder Singh-Stenographer-II

(Dilbagh Singh Johal)  
Sessions Judge,  
Gurdaspur.  
(UID No. PB0069)