

In the Court of Mrs. Anjana, Judge, Additional Sessions Judge,
Moga.

CIS No.BA/234/2021
CNR No.PBMO01000532-2021
Date of Decision: 01.03.2021

Lovepreet Singh son of Kewal Singh resident of Patti Mal Ki, village
Marhi Mustafa, Tehsil Baghapurana, District Moga, now resident of
village Dhurkot, District Faridkot.

....Accused/Applicant

Versus

State of Punjab

FIR No.190 dated 13.12.2019,
U/ss 307, 452, 148, 149 IPC and later on added
Section 473, 450 IPC and deleted section 452 IPC,
Section 25, 27, 54, 59 of Arms Act,
Police Station Baghapurana.

(Application for grant of interim bail for two month)

Present: Sh. Ramesh Grover, Advocate, for applicant.
Mrs. Gunwantjit Manesh, Addl.PP for the State

ORDER

1. This order of mine shall dispose of the interim bail application filed by above referred applicant in a case registered against him vide FIR No.190 dated 13.12.2019, U/ss 307, 452, 148, 149 IPC and later on added Section 473, 450 IPC and deleted Section 450 IPC, Section 25, 27, 54, 59 of Arms Act, registered at Police Station Baghapurana.

2. In pursuance of the notice of the bail application having been issued learned Addl. PP for the State, Mrs. Gunwantjit Manesh has put in appearance. Main file received and perused.

3. The learned counsel for the accused has vehemently contended that petitioner is confined in Modern Jail, Faridkot and about

15 days ago, he was fall from stairs due to which his right thigh was got fractured and he was operated by the doctors. The petitioner is suffering from severe pain and his proper take care is not possible in the jail as there is no family member of the petitioner of his take care. Lastly, prayer has been made for acceptance of the interim bail application.

4. On the other hand, learned Addl.P.P. for the State vehemently opposed the contentions raised by the learned counsel for accused/applicant and argued that serious offences has been committed by the accused/applicant. Now, the medical condition of the accused/applicant is stable, as such, he does not deserve the concession of interim bail. Lastly, prayer has been made for dismissal of bail application.

5. After giving my careful and thoughtful consideration to the rival contentions and on careful perusal of averments of application, contents of FIR coupled with the duly assistance rendered, the Court is of the considered view that present bail application merits dismissal. Perusal of file reveals that present case was registered on the statement of complainant Chamkaur Singh wherein he alleged that applicant-accused had fired in straight way from his 32 bore pistol towards him with an intention to kill him and co-accused Avtar Singh and Mandeep Singh also fired towards him and then one fire hit on his left buttock and thereafter, accused/applicant also gave two shots which hit above knee of his left leg. Thereafter, complainant entered into the house of one Gurjant Singh and accused/applicant also followed him and entered into the courtyard of house of Gurjant Singh and fired with an intention to kill him which touched left side of his head.

6. Perusal of file further reveals that earlier regular bail application of applicant has already been dismissed by this court vide order dated 23.06.2020. Now, by way of present bail application, the accused/applicant has sought the interim bail on medical ground by stating that he is suffering from severe pain due to fracture on his right thigh and in this regard, report from Medical Officer, Jail Hospital, Faridkot has also called, wherein it has been stated that the applicant-accused has been admitted in the hospital with the complaint of fracture in

right leg towards the thigh. Patient immediately referred to GGS medical collage and hospital, Faridkot in Ortho department for further management where the patient stitches has been removed and he is under the treatment from GGS Medical collage and hospital Faridkot. The patient is medically stable at present. Thus, keeping in view the report received from Medical Officer, Jail Hospital, Faridkot coupled with the fact that the applicant-accused has committed a serious offence, this court does not find a fit case for according concession of interim bail on medical ground to the applicant. Therefore, the present bail application being bereft of any substance, is hereby dismissed. Papers be attached with main file.

Pronounced;
Dated: 01.03.2021
(Sunny Stenographer II)

(Anjana)
Additional Sessions Judge,
Moga. ***(UID No.PB-0448)***

Present: Sh. Ramesh Grover, Advocate, for applicant.
Mrs. Gunwantjit Manesh, Addl.PP for the State

Arguments heard. Vide my separate order of even date, the present bail application stand dismissed, for the reasons as indicated therein. Papers be attached with main file.

Pronounced;
Dated: 01.03.2021
(Sunny Stenographer II)

(Anjana)
Additional Sessions Judge,
Moga. ***(UID No.PB-0448)***