

**In the Court of Sh.Gurmohan Singh,  
Additional Sessions Judge, Amritsar.  
(UID No.PB-0573).**

**CNR No. PBAS010066532022**



**Case No. BA/2349/2022**

**Presented on** : 23-05-2022  
**Registered on** : 24-05-2022  
**Decided on** : 07-06-2022

Sajan @ Sukhjit Singh son of Dilbagh Singh @ Jagtar Singh, r/o  
Budha Theh, PS Majitha, District Amritsar.

.....Applicant.

Versus

State of Punjab.

....Respondent.

**Ist application under Section 438 Cr.P.C**

Present: Sh. Deepak Shjarma, counsel for the applicant.  
Sh. N.K.Gupta, Additional P.P. for the State assisted by  
Sh. Harpreet Singh, Advocate.

**ORDER**

Present bail application has been filed by above named  
accused/applicant under section 438 Cr.P.C in FIR No. 0107,dated

4.6.2021, under Sections 307, 323, 324, 148,149 of IPC and 27 of Arms Act, 1959, registered at Police Station Majitha.

2. Notice of the bail application has been issued to the State. Learned Additional Public Prosecutor for the State has appeared. Police record has been received. Sh. Harpreet Singh, Advocate, appeared on behalf of complainant to assist the Ld. Addl.PP for the State.

3. Learned counsel for the accused/applicant submits that the applicant/accused is innocent has been falsely implicated in the present case due to political pressure and with some ulterior motive just to humiliate him in the society. Further submits that applicant has not attributed any injury to the complainant which shows that he has been involved in this case falsely. There is no direct/indirect evidence on the file to connect the applicant-accused with the alleged crime. Further submits that applicant is ready to join the investigation. Thus, prays that the present bail application be allowed.

4. On the other hand, learned Additional Public Prosecutor for the State alongwith ld. Counsel for the complainant submits that the present case has been registered on the statement of complainant Davinder

Singh with regard to the occurrence, which took place on 3.6.2021 at 9.00 A.M. Further submits that allegations against accused-applicant are that applicant who was armed with datar, his co-accused Harjinder Singh, who is alleged to be having armed with rifle 12 bore, Manadeep Singh armed with 12 bore rifle, Chhirra having rifle, Sawinder Singh having pistol, Shera having sworn, Kala Singh and Gurlal Singh having brick bats and 5-6 unidentified persons. They in connivance with each other attacked complainant party wherein injured Davinder Singh, Gurpreet Singh, Anoop Singh, Dalbir Kaur, Malkiat Singh and Baldev Singh received injuries of gun shot and with sharp edged weapons. Ld. Addl.PP for the State further submits that there are 07 persons injured in the present case, out of which six persons have received fire arm injuries and one person Baldev Singh has received injury as his left ear has been chopped off. Ld. Addl.PP for the State further submits that in supplementary statement the complainant has disclosed the fact that accused Chirra is none other than the present accused/applicant Sajan and was loaded with 12 bore rifle. Further submits that vide rapat no.36 dated 4.6.2021, a cross version case under section 323,324,148,149 of IPC has been registered, in which vide rapat no.17,

dated 24.6.2021 offence u/s.326 of IPC has been added. Further submits that in the cross case injury on the person of Harjinder Singh is attributed to accused Panjab Singh, attracting section 326 of IPC. Further submits that there are eight accused in the main FIR and all the accused persons have committed serious offence and thus present accused/applicant does not deserve concession of bail. He further submits that anticipatory bail qua to the other accused persons except Harjinder Singh who was arrested, is dismissed by the Sessions Court and he prays for dismissal of the present bail application.

5. After hearing learned counsel for the accused/applicant, learned Additional Public Prosecutor for State assisted by ld.counsel for the complainant and perusal of the record, it reflects that it is the FIR and cross case regarding the incident, which has occurred on 3.6.2021. As per record, it reflects that there are 07 injured persons and 08 accused persons by name. Further as per prosecution, accused Chirra is the same person i.e. present accused/applicant and as per version of the complainant, the same has been shown to be loaded with 12 bore rifle. Record reflects that out of the 7 injured persons, 06 injured persons have received fire arm injuries and one Baldev Singh

has received sharp injury as his left ear has been chopped off. It is the fact that in the present case there is a cross version case registered vide rapat no.36, dated 4.6.2021. Further as per prosecution, one accused namely Harjinder Singh has been arrested and challan qua to same, has been filed. Thus, taking into consideration the entire facts and circumstances of the case, it reflects that the incident alleged by the complainant has occurred and further taken into consideration that accused/applicant was loaded with 12 bore rifle or with the datar as per statement of complainant, so no satisfactory ground is made out to grant extra ordinary relief of anticipatory bail to the present accused-applicant Accordingly, without commenting on merits of the case present bail application stands dismissed. Police file be returned forthwith. Record of this bail application be consigned to the record room.

Dated : 07.06.2022.

(Sanjeev JW)

(Gurmohan Singh)  
Additional Sessions Judge,  
Amritsar.  
(UID No. PB0573)

Present: Sh. Deepak Shjarma, counsel for the applicant.  
Sh. N.K.Gupta, Additional P.P. for the State assisted by  
Sh. Harpreet Singh, Advocate.

Today, Sh. Hapreet Singh Advocate has appeared on behalf of complainant and filed power of attorney. Heard. Vide my separate detailed order of even date bail application has been dismissed. Police record be returned. Record of this bail application be consigned to the record room.

Dated : 07.06.2022.

(Sanjeev JW)

(Gurmohan Singh)  
Additional Sessions Judge,  
Amritsar.

(UID No. PB0573)