

Dinanath Arora versus State of Punjab

Present: Sh. Navin Gupta, Advocate, Id. Counsel for applicant/accused Dinanath Arora.
Sh. Tejinder Pal, Ld. Additional Public Prosecutor for State along with SI Pardeep Singh No. 88/BRT Police Station City Batala assisted by Sh. Vinod Basa, Advocate, Id. Counsel for complainant Sunny.

ORDER

1. This order of mine shall dispose of an application filed by applicant/accused Dinanath Arora son of Sadanand, resident of New Dharampura Colony, Batala, Tehsil Batala, District Gurdaspur, under Section 483 of BNSS for regular bail.

2. Brief facts of the case are that FIR No.72 dated 03.04.2026 under Sections 115 (2), 118 (1) and 126 (2) of BNS (offence under Section 118 (2) of BNS was added vide DDR No.39 dated 04.04.2026 and offence under Section 238 of BNS was added vide DDR No.24 dated 06.04.2026) was registered at Police Station City Batala on the basis of statement of complainant Sunny son of Jiya Ram, resident of Gaushalla, Batala, who got recorded his version before police authorities that he is resident of above said address and take care of cows. On 02.04.2026 at about 8.20 P.M., he was coming back to his home after attending cows at Gaushalla and Dinanath Arora alias Deena son of Sadanand, resident of New Dharampura Colony, Batala and one unknown young man stopped him near Paani Wali Tanki Park Dharampura Colony Batala. Dinanath Arora exhorted to catch hold the complainant as complainant is still working for Rajinder despite the fact that he was directed to not work for Rajinder. Then unknown person accompanying Dinanath Arora gave gist blow on the right shoulder of the complainant. Then same unknown person gave fist blow on the left eyebrow of the complainant. Then Dinanath Arora gave fist blow on the neck of the complainant and unknown person also gave fist blow on the chest of the complainant. Then Dinanath Arora gave kirtch blow on the right wrist of the complainant. When complainant shouted for help then people gathered there and accused fled away from the spot.

3. Learned Additional Public Prosecutor has put in appearance on behalf of State. Sh. Vinod Basa, Advocate, appeared and filed power of

attorney on behalf of complainant Sunny. SI Pardeep Singh No. 88/BRT Police Station City Batala has produced police record and his statement has already been recorded regarding stage of investigation.

4. Allegations against the applicant/accused Dinanath Arora are that he along with other co-accused namely Manu has caused injuries to complainant Sunny. Statement of SI Pardeep Singh No. 88/BRT Police Station City Batala has been recorded regarding stage of investigation. Applicant/accused is not involved in any other case. Five injuries have been found on the person of complainant Sunny as per MLR. Injury No. 5 has caused with sharp edged weapon i.e. kirtch and that injury has been declared grievous by the doctors. That injury is on non vital part of the body of the complainant. Learned counsel for the applicant/accused produced certified copy of statement of earlier Investigating Officer, namely, ASI Jaspal Singh No. 2611/BTL, Police Station City Batala recorded in the Court of SDJM, Batala at the time of passing order regarding judicial remand of accused Dinanath Arora. ASI Jaspal Singh got recorded his statement before the SDJM, Batala that he has not taken into possession any identity proof of complainant Sunny son of Jiya Ram till date after registration of the FIR on 03.04.2026 and he does not know where exactly said complainant lives. On the other side, first statement of complainant shows that he got recorded his version that he was coming back to his house after attending the cows. It seems that he has his residence somewhere else and not at Gaushalla as he mentioned in his first statement. Moreover, learned counsel for the applicant/accused also produced certified copies of police zimmies, which have signed by the learned SDJM, Batala and these zimmies show that FIR was registered on 03.04.2026, but zimmies have started on 01.04.2026. Learned counsel for the applicant/accused has also produced copies of some other orders, which show that family members of accused Dinanath Arora were complainant in some cases and police presented cancellation reports in these cases and thereafter, accused Dinanath Arora and his family members were being harassed by the other parties as well as by police. At present investigation of this case is with SI Pardeep Singh No. 88/BRT and he got recorded his statement that so far police has not checked any CCTV cameras installed at or near the place of occurrence. Applicant/accused is

already in judicial custody. This is surprising fact that Investigating Officer has not verified the alleged occurrence from the place of alleged occurrence so far. Applicant/accused is of 72 years of old. No purpose would be served by detaining the applicant/accused behind bars for indefinite period. Keeping in view the peculiar circumstances of this case and further keeping in view the age of applicant/accused, the applicant/accused is entitled for bail.

5. In view of above discussion, the present bail application is allowed and applicant/accused is admitted to bail on his furnishing bail bonds in the sum of Rs. 50,000/- with one surety in the like amount before the court of learned Ilaqa/Duty Magistrate subject to the following conditions:-

1. That applicant-accused shall not indulge in any activity similar to the activities on the basis of which aforesaid criminal case stood registered against him.
2. That applicant-accused shall not undertake any action which is prejudicial to proceedings during the course of trial.
3. That applicant-accused shall attend all the dates during the trial unless prevented by any reasonable cause.
4. That applicant-accused neither personally nor through anyone make any attempt to influence the witnesses or tamper with the evidence.
5. That applicant-accused shall not leave India without the prior permission of the Court.
6. The grant of bail is conditioned upon accused/applicant's diligent participation in the trial. This includes, but is not limited to, the timely cross-examination of witnesses and adherence to the Court's schedule. Failure to comply with these conditions, including any deliberate delay in proceedings may result in the cancellation of bail and the accused/applicant would be sent to judicial custody.

6. However, it is made clear that observations made herein above shall not be construed as an expression on the merits of the main case. Copy of this order be sent to the concerned Ilaqa Magistrate as well as Superintendent, Central Jail, Gurdaspur for intimation. Police record be returned and bail application file be consigned to the record room.

Pronounced
10.04.2026.
Rajeev Gupta, Stenographer-1

(Ranjeev Pal Singh Cheema),
Additional Sessions Judge,
Gurdaspur(UID No. PB0294))