

**IN THE COURT OF BISHAN SAROOP,
ADDITIONAL SESSIONS JUDGE,
MOGA (UID No.PB00449).**

CNR No.PBMO010048632024
CIS Filing No.BA/1905/2024
Date of order : 10.09.2024

State

Versus

Lovepreet Singh alias Labha son of Kartar Singh resident of Patti Gill,
village Chuhar Chak, Tehsil and District Moga.

---Accused-applicant

FIR No.5 dated 28.01.2023,
Under Section :- 307, 323, 148, 149 IPC
& Sections 25 of Arms Act,
Police Station :- Ajitwal.

Bail Application under Section 483 of B.N.S.S.

Present :- Shri Amit Ghai, Advocate for accused-applicant.
Mrs. Gunwantjit Manesh, Addl. Public Prosecutor for State

ORDER

1. Vide this order, I shall dispose of application for bail, particulars of which are giving herein above, preferred under Section 483 of the B.N.S.S. Act, by aforesaid applicant.
2. The brief facts of the case are that present FIR has been lodged on the basis of statement of complainant Harpreet Singh son of Nirmal Singh where it is stated that he is working as Electrician at the shop of Major Singh, Ex.Member. He along with his friend Pardeep Singh came to see tournament in the Village. Then, he along with his friends came to take a ride of swing in Dhudike Mandi. Some persons of Village Chuhar Chak met them. Time was around 5.15 p.m. Jobanpreet Singh @ Joban son of Rajpal Singh, Akash son of Bikkar Singh, Lovepreet Singh @ Labha son of Kartar Singh and Bobby son of Jagga Singh came to them. At that time, Labha, Bobby and Akash were armed with khandas. While coming, Labha

gave Khanda blow hitting him on the back of his head. They also started beating his friend Pardeep Singh. They started running to save themselves. While running, accused Jobanpreet Singh fired shot from his pistol, with intention to kill him. Said shot hit his left thigh and crossed his thigh. They also caused injuries to Pardeep Singh also. Due to fire-arm injury, he fell on the ground and raised alarm. On seeing people gathering, all assailants ran away from the spot along with their respective weapons. Above said assailants were accompanied by some unknown persons. He was taken care of by his friend Sahil Garg @ Manna, who with the help of Ravi took him to Civil Hospital, Dhudike, from where, he was referred to Civil Hospital, Moga, where he is undergoing treatment. It is alleged that motive behind the assault is that during Carona Pandemic, he approached Sarpanch Jasvir Singh with regard to some work of his sister and argument took place between them and he slapped him and Jobanpreet Singh was with Jasvir Singh Sarpanch at that time. Thus, he was keeping grudge and due to that reason, he fired shots. On the basis of above said statement, FIR was registered. On the basis of statement of co-accused Jobanpreet Singh @ Joban, co-accused Akashdeep Singh was nominated in the present case, vide DDR No.14 dated 08.02.2023. Accused-applicant was arrested on 20.06.2024. Thus, accused-applicant has filed the present bail application.

3. I have heard learned counsel for applicant-accused as well as learned Additional Public Prosecutor for the State and have gone through the record.

4. From perusal of FIR, it reveals that allegations against accused-applicant are that he along with co-accused caused injuries on the person of the complainant with an intention to kill him. Now, nothing is to be recovered from the accused/applicant. Accused is in custody since 20.06.2024. As such, keeping in view of the facts and circumstances of the present case and the fact that accused is in custody since the date of arrest and it will take considerable time for conclusion of trial. I am of the view that in given circumstances, no useful purpose is going to be served by keeping the accused/applicant in custody for longer period. As such, the accused/applicant is ordered to be released on bail on furnishing his bail

bonds and surety bonds to the tune of Rs.50,000/- with one surety in the like amount to the satisfaction of this court with the following conditions:

1. That the applicant will not tamper with the prosecution evidence.
 2. That the applicant will appear before the Court on each and every date of hearing.
 3. That the applicant will not leave country without prior permission of court.
5. It is further made clear that in case of any violation thereof, this order shall cease to have effect qua the same. Papers be attached with relevant record.

Pronounced.
Dated :- 10.09.2024
Sunny Stenographer-II

(Bishan Saroop)
Additional Sessions Judge,
Moga (UID No.PB00449).

Present :- Shri Amit Ghai, Advocate for accused-applicant.
Mrs. Gunwantjit Manesh, Addl. Public Prosecutor for State

Record received. Arguments heard. Vide my separate order of even date, the present bail application stands allowed for the reasons stated therein. Papers be attached with relevant record.

Pronounced.
Dated :- 10.09.2024
Sunny Stenographer-II

(Bishan Saroop)
Additional Sessions Judge,
Moga (UID No.PB00449).