

**IN THE COURT OF JASWINDER SHEEMAR, ADDITIONAL
SESSIONS JUDGE, SANGRUR.**

Bail Application No.2331/2018.
Date of Institution : 06.09.2018.
CNR No.PBSG01-007522-2018.
Date of Order: 18.09.2018.

Inderjit Singh aged about 35 years son of Gurbachan Singh residents of village Mehlan, P.S Chhajli, Tehsil Sunam, District Sangrur, now confined in District Jail Sangrur.

-----Bail applicant.

Versus

State of Punjab.

**FIR No.129 dated 14.08.2018
U/s 307, 323, 324, 341, 34 IPC and Section 326
IPC added later on.
P.S. Dirba.**

**Bail Application u/s 439 Cr.P.C for grant of
regular bail.**

Present: Sh. G.S.Grewal, Advocate, counsel for bail-applicant.
Ms. Ravinderpal Kaur, Additional Public Prosecutor for
State assisted by Sh. H.S.Sidhu, Advocate, Counsel for
complainant.

ORDER

1. This is a regular bail application filed on behalf of bail-applicants Inderjit Singh, in an FIR No.129 dated 14.08.2018, under

Jaswinder Sheemar,
ASJ, Sangrur UID No. PB0093
18.09.2018

Sections 307, 323, 324, 341, 34 IPC and Section 326 IPC added later on, P.S Dirba.

2. Notice of the bail application was issued to the State through learned Additional Public Prosecutor for the State, who contested the bail application.

3. The police record was requisitioned and perused.

4. I have **heard** the learned counsel for bail-applicant and learned Additional Public Prosecutor for the State assisted by learned counsel for the complainant and gone through the file with their kind assistance.

5. The FIR in this case resulted at the instance of Gurmel Singh son of Jagdev Singh (injured). The injured has levelled allegations that he is married with Kuldeep kaur daughter of Gurdial Singh, resident of Sangatiwala, for the last 21 years. The younger sister of the wife of injured namely Kiranpal Kaur is married with Inderjit Singh son of Gurbachan Singh, resident of Mehlan. They were having good relations interse the families being related and had been exchanging telephone calls. On 08.08.2018, the wife of injured made telephonic call to his sister Kiranpal Kaur, however, Inderjit Singh brother-in-law of injured suspected and he abused injured, but he was made understand by the injured, that there is nothing to suspect, but he did not stop and threatened him of giving him beatings. The injured put all this out of sight. On 13.08.2018, Inderjit Singh made a phone call to the injured that he will

not scot him free and will give him beatings and that only will put him to solace, however, the injured again did not consider his threats seriously. On 14.08.2018, at about 9.00 a.m, when the injured was about to leave on his cycle from the fields near Bazigar Basti, Barsiana Road, Dirba, at about 9.15 a.m, while he was going towards Dirba side, one swift car coming from the rear side, hit his cycle. The injured found that from the driver seat of the said car, Inderjit Singh armed with 'kirpan' and from other doors of the car, three unidentified persons armed with rods alighted from the car. When injured was about to whisk away from the spot, then Inderjit Singh raised 'lalkara' that injured be not go scott free and then they all cordoned off Inderjit Singh gave 'kirpan' blow on the head of injured with intention to kill him, which was warded off by him by raising his right arm, therefore, the 'kirpan' blow hit on the elbow of right arm of injured. Inderjit Singh again gave 'kirpan' blow on the head of injured with intention to kill him, which was warded off by injured by raising his left arm, therefore, it little below left elbow, from reverse side. Inderjit Singh again gave 'kipan' blow with intention to kill injured on his head, which hit on the middle of the head of injured. The remaining accused gave rod blows.

6. The injured was taken to hospital, where he was medico legally examined and following injuries were reported on his person :

1. Linear incised wound 3 cm in size on saggital. **Plane of head.** Class margin. Fresh blood present. Advised surgeon

opinion.

2. Pain and swelling present on left forearm. Advised ortho opinion.

3. Lacerated wound approximately 4 cm x 3 cm bone deep on fore arm. 7 Cm. Right elbow joint. Fresh blood present. Advised ortho opinion.

4. Lacerated wound approx. 1 cm in size on little finger of right hand. Advised ortho opinion.

5. Incised wound approxi 2 cm in size on left lower leg. Below the knee joint. Advised x-ray.

7. The injury no.1 and 5 were reported to be with sharp edged weapon, whereas, injury no.2, 3, 4 with blunt weapon. The injury no.2, 3, 4, 5 were referred for ortho opinion. The injury no.1 was referred for surgeon opinion.

8. The injury no.2 and 3 were declared to be grievous in nature after x-ray examination. It is observed that Inderjit Singh (bail-applicant) had been specifically attributed injuries with 'kirpan' on the right elbow, left elbow, head of injured. It is observed that the injuries no.2 and 3, which are on left fore-arm and right elbow joint of the injured, are attributed to Inderjit Singh (bail-applicant), which were declared to be grievous in nature. The injuries no.2 and 3, which were declared to be grievous in nature, are not on the vital organ. The offence under Section 307 IPC, is a debatable point and shall be decided at final stage.

Therefore, the injured being discharged from the hospital, I deem this case fit, where the bail-applicant is entitled to regular bail. Therefore, the bail application filed on behalf of the bail-applicant stands **allowed**. The bail applicant is directed to furnish bail bonds and surety bonds in the sum of Rs.50,000/- with one surety in like amount before the learned Illaqa/Duty Magistrate. The copy of order be sent to the learned Trial Court. File be consigned to record room.

Nothing observed vide this order shall affect the merits of the case.

Announced in open court
Dt.18.09.2018

(Jaswinder Sheemar)
Additional Sessions Judge,
Sangrur UID No.PB0093

Veena Saluja,
Stenographer Gr.I

Certified that the dictation has been directly given by the undersigned.

Dt.18.09.2018

(Jaswinder Sheemar)
Additional Sessions Judge,
Sangrur UID No.PB0093

Jaswinder Sheemar,
ASJ, Sangrur UID No. PB0093
18.09.2018