

BA 176-2026 State vs Gurwinder Singh @ Nikka
CNR No.PBFZAI-000740-2026

FIR No.74 dated 05.11.2024
under Sections 331(4), 305(E), 317(2), 238 of BNS,
Police Station: City Zira.

Present : Sh. SS Kandial, Advocate for applicant-accused
Gurwinder Singh @ Nikka.
Sh.Harfateh Singh, APP for the State.

1. This order of mine shall dispose off bail application filed by accused-applicant Gurwinder Singh @ Nikka son of Balwinder Singh.

2. It is averred in the bail application that the police of Police Station City Zira has registered the above noted false and frivolous case against the applicant/accused although the applicant/accused is innocent and have not committed any alleged crime. Accused-applicant is in judicial custody since long. It is further averred that final order of the case will take considerable long time and to keep the applicant-accused in jail will amounts to punishment. Prayer is made to allow the application.

3. Notice of the bail application is given to learned APP for the State. No reply has been filed by the respondent-State, but orally opposed the bail application.

4. Heard. Accused has been arrested in this case for above said offences with allegations that on 05.11.2024, Manpreet Singh son of Baldev Singh resident of Bharana, Guard of HDFC Bank Branch Zira, telephonically informed complainant Harwinder Singh, Manager of the HDFC Bank, Branch Zira, that the shutter of ATM machine of their bank was broken and ATM machine has also been tried to be cut

with the help of cutter. He also informed that the door of the bank installed near ATM of the bank, has also been broken and the cabins in the bank were also broken and the lockers of drawers in the tables of the bank were also destroyed. Upon checking by the Manager and bank staff, it was found that total six laptops and DVR installed in the cabin of the bank was also missing. Main door of main locker of the bank had been cut with cutter and pieces of cutter blades were lying on the floor of the bank. The gates of five almirahs of bank were also broken, however, no cash was found missing from the bank. The occurrence took place from 2:00 am to 03:15 am in the midnight, three unknown persons entered in the bank premises and committed theft of the above said articles. On the basis of statement of complainant, the present case has been registered against applicant-accused.

5. Perusal of record shows that FIR in this case was registered for offences punishable under Sections 331(4), 305(E) of BNS, against unknown persons. Lateron vide DDR No.10 dated 21.11.2024, accused-applicant alongwith other accused persons (non applicants) has been nominated in the present case, from whose possession, the above said laptops have been recovered and the accused misappropriated DVR in Semnala, Mallo Ke Road, Zira and in this regard, offence under Section 317(2) and 238 of BNSS has been enhanced in the present case.

6. After hearing both the learned Counsels for applicant/accused and learned APP for State, this court is of the considered view that allegations levelled against accused are serious in nature as accused with others (non applicants) has broken the shutter of the bank and stolen the above said articles of the bank and also tried to brake the main locker of the bank. Public money is also involved in the

present case as general public believe that their money is safe in the bank and invested their hard earned money by having their faith in the bank institutions. Such like cases are increasing these days and applicant/accused cannot be granted concession of bail otherwise it will convey wrong message in the society and if bail is granted to applicant/accused, then other people may get also indulged themselves in such like illegal activities. Hence, this court is not inclined to take lenient view against the accused. Accordingly, bail application of applicant/accused is hereby dismissed and disposed off. File be attached with the main file.

Pronounced In Open Court :-

Dated: 09.04.2026

Sunny Arora

Stenographer-II

(Pratima Singla), PCS,

SDJM/ Zira.

(UID PB0399)