

**IN THE COURT OF SH. JAIBIR SINGH, PCS,
JUDICIAL MAGISTRATE, IST CLASS, AMRITSAR
(UID NO. PB0528)**

**CNR NO. PBAS03-0306172022
CIS NO. CHI-1886-2020**

Case No. : 314
Date of Institution : 19.11.2022
Date of Order : 05.12.2022
Next Date : 19.12.2022

STATE

Versus

1. Gurbhej Singh @ Bheja son of Balwinder Singh R/o Chautala, PS Sadar Tarn Taran, District Tarn Taran.
2. Gurbhej Singh @ Laddi son of Daiya Singh, R/o Malliyan, PS Jandiala, Amritsar
3. Karandeep Singh @ Kanni son of Dalbir Singh R/o Balliyan Manjhpur, PS Jandiala, Amritsar.

....Accused

FIR No. 61 dated 20.03.2022
U/s 307, 120-B, 201 IPC, 25-27-54-59 Arms Act
Police Station: Jandiala, Amritsar.

Present: Sh. Rupinder Singh, APP for the State.
Accused Gurbhej Singh @ Bheja, Gurbhej Singh @ Laddi and Karandeep Singh @ Kanni are in custody.

COMMITMENT ORDER:-

1. In the case in hand, accused aforesaid have been sent up for facing trial for the commission of offence punishable sections 307, 120-B,

201 IPC, 25-27-54-59 Arms Act, by SHO of police station, Jandiala, Amritsar.

2. The brief facts of the prosecution case are that on 19.03.2022 ASI Durlabh Darshan Singh received a telephonic information that Kulwinder Singh has been shot at by some unknown persons and he has been admitted to Shri Guru Ram Dass Hospital, Amritsar. Accordingly, ASI Durlabh Darshan along with police party went to Shri Guru Ram Dass Hospital, Amritsar for obtaining statement of Kulwinder Singh. Doctor declared the injured Kulwinder Singh to unfit to give a statement. Rajbir Kaur wife of Kulwinder Singh met the police party and suffered a statement that a small karyana shop has been opened by them adjacent to their house. At about 7.40 pm she was going in the kitchen and her husband Kulwinder Singh was sitting in the shop. She heard gunshot and went towards the shop where she saw her husband lying on the floor completely drenched in blood. Thereafter, public gathered and quickly her husband was taken to hospital where he is under treatment. Some unknown persons have shot at her husband. Accordingly FIR under Section 307, 34 IPC 25-27-54-59 of Arms Act was lodged. During investigation, on 23.03.2022, the doctor declared the injured Kulwinder Singh fit to give a statement. Accordingly, statement of the injured Kulwinder Singh was recorded in which he stated that Gurbhej Singh @ Bheja came to his shop at 7.40 pm on 19.03.2022 with a pistol in his hand and started shooting at him. He tried to run away and one bullet hit on the side of his stomach. Another youngster with haircut also shot at him later on. His family saved themselves with difficulty and he was admitted to

the hospital. During lockdown, he had tried to stop the flow of drugs by running a campaign. Due to this the drug peddlers were annoyed with him. It appears that Jagdev Singh @ Jagga who is in jail in connivance with Gurdev Singh @ Dev, Gurbhej Singh @ Bheja @ Baba have connived to murder him. Accordingly, offence under Section 120-B was added. During investigation, the accused Gagandeep Singh @ Gaggi, Lakhwinder Singh @ Goldi, Karan Singh were arrested on 24.03.2022. On 26.04.2022, Jaiwinder Singh @ Vinda was arrested and he suffered a disclosure statement in which he revealed that Hardev Singh @ Dev received a telephone call from jail from his brother Jagdev Singh @ Jagga on 19.03.2022 in which he said that Gurbhej Singh @ Bheja has been asked to kill Kulwinder Singh and he has to keep track of Kulwinder Singh. Accused Jaiwinder Singh @ Vinda further stated that he and his friend Hardev Singh @ Dev started tracking Kulwinder Singh Pradhan who was busy in the gurudwara due to langar. At about 6 pm Kulwinder Singh went to his home and sat in the shop. He and Hardev Singh told Gurbhej Singh @ Bheja who was sitting in the house of Hardev Singh about the same. Gurbhej Singh @ Bheja accordingly came on motor-cycle and fired upon Kulwinder Singh and fled from the spot. On 13.06.2022, Kishan Singh and Jagdev Singh @ Jagga were brought on production warrants and were arrested. On 16.06.2022 during investigation, Jagdev Singh @ Jagga suffered a disclosure statement that he was earlier into selling heroin due to which Kulwinder Singh and Avtar Singh Foji got him arrested. Due to this, he conspired to kill Kulwinder Singh. He called Gurbhej Singh @ Baba from the jail on whatsapp call. Gurbhej Singh @

Baba in conspiracy with his brother Gurdev Singh @ Dev and his accomplices Karan Singh Kanni, Jaiwinder Singh @ Vinda, Laddi and Tinku conspired. They kept on following Kulwinder Singh for several days but Kulwinder Singh was never found alone. On 19.03.2022, there was langar outside the village. His brother Gurdev Singh @ Dev, Jaiwinder @ Vinda, Karan Singh @ Kanni, Laddi, Gurbhej Singh @ Bheja and Tinku got together at his house. Karan Singh @ Kanni intimated his brother Gurdev Singh @ Dev that Kulwinder Singh is sitting alone in his shop. Thereafter, his brother Gurdev Singh @ Dev and Jaiwinder Singh @ ASI Laddi went on their motor-cycle and saw Kulwinder Singh sitting alone in the shop. Behind them Tinku and Gurbhej Singh @ Bheja came on their motor-cycle and fired upon Kulwinder Singh but they missed the target. On 22.03.2022, his jail was searched but he threw away the mobile phone in the gutter/sewerage. Gagandeep Singh @ Gaggi, Lakhwinder Singh, Karan Singh, Kishan Singh do not know anything about the incident. Accused Karan Singh @ Kanni and Tinku were accordingly nominated in the case. On 21.06.2022, Gurdev Singh @ Dev was arrested. During investigation he suffered a statement similar to the statement of Jagdev Singh @ Jagga. Accordingly, the accused Kishan Singh, Karan Singh, Gagandeep Singh @ Gaggi, Lakhwinder Singh @ Goldi were found innocent and were got released from custody. Gurbhej Singh @ Bheja was arrested in FIR No.214 dated 17.08.2022 of PS Jandiala. During investigation he suffered a disclosure statement on 19.08.2022 that in March 2022 Jagdev Singh @ Jagga called him from the jail and told him that a person is standing near the school

outside village Baliyan Manjpur and he must meet him. When he went to the spot he found Laddi and Tinku standing there. Laddi gave him a 0.32 bore pistol and some cartridges and told him to shoot dead Kulwinder Singh @ Suri who is sitting in his shop as per the reccee done by Gurdev Singh, Jaiwinder Singh, Karan Singh @ Kanni. Tinku started the motor-cycle and he sat behind him and they reached the shop of Kulwinder Singh @ Suri. He and Tinku shot upon Kulwinder Singh @ Suri and he received bullets in his shoulder, side of stomach and leg. Thereafter, his pistol got stuck. Afterwards, he on his motor-cycle went to his village Chautala, District Tarn Taran. Accordingly, Gurbhej Singh was arrested in this case after taking permission from the court. He suffered a similar disclosure statement in this case also. Gurbhej Singh @ Laddi who was lodged in jail in FIR No.248 dated 14.09.2022 of police station Jandiala was brought on production warrants and arrested. He suffered a disclosure statement that in March 2022 Jagdev Singh @ Jagga called him from the jail and asked him to stand outside the village Baliyan Manjpur near the school and a person will come to meet him. When he was standing there Gurbhej Singh @ Bheja @ Baba along with Tinku came present. He handed over a 0.32 bore pistol and some cartridges to Gurbhej Singh @ Bheja @ Baba and asked him to shoot Kulwinder Singh @ Suri. Accordingly, Tinku started driving the motor-cycle and Gurbhej Singh @ Bheja @ Baba sat behind him and they reached at the shop of Kulwinder Singh @ Suri and shot at him. The pistol was not returned to him by Gurbhej Singh @ Bheja. He purchased the pistol for Rs.25,000/- from Bareilly Station UP from some unknown persons and now he does not

have the pistol. On 04.10.2022 Karandeep Singh @ Kanni was arrested from near canal Maliyan. He suffered a disclosure statement that in March 2022, Gurbhej Singh @ Laddi and Tinku told him that Kulwinder Singh @ Suri is to be shot dead. He along with Gurdev Singh, Jaiwinder Singh conducted reccee of Kulwinder Singh @ Suri and told about the same to Gurbhej Singh @ Bheja and Tinku. Consequent to the information, Tinku and Gurbhej Singh @ Bheja came outside the house of Kulwinder Singh @ Suri and shot at him in his shop. The accused Tinku is yet to be arrested and the pistol is also yet to be recovered from him. The pistol is used by Gurbhej Singh @ Bheja and thrown in the river to destroy evidence. The present challan is being accordingly presented against Gurbhej Singh @ Bheja, Gurbhej Singh @ Laddi and Karandeep Singh @ Kanni. The challan against accused Jaiwinder Singh, Jagdev Singh, Gurdev Singh has already been presented on 25.07.2022 in the court.

3. On appearing before the court, the accused aforesaid were supplied with copies of documents attached with the challan free of costs as required U/s 207 Cr .P. C.

4. I have heard the Ld. APP for the State and Ld. defence counsel and have also carefully perused the file. The undersigned is not competent to try this case as the offence U/s 307 of IPC is exclusively triable by the Ld. Court of Sessions. Therefore, the case in hand, is hereby ordered to be committed to the court of Ld. District & Sessions Judge, Amritsar for 19.12.2022. Accused be produced before the said Ld. court at sharp 10:00 AM. Ahlmad is directed to complete the file in all respects and then to send the same to the court of Ld. District & Sessions

Judge, Amritsar, well before the date fixed. Prosecution Agency be informed accordingly.

PRONOUNCED IN OPEN COURT
DATED: 05.12.2022

(JAIBIR SINGH)
JUDICIAL MAGISTRATE Ist CLASS,
AMRITSAR/UID No.PB0528

Kajal, Stenographer-III

CNR NO. PBAS03-0386172022

CIS NO. CHI-1886-2022

Present: Sh. Rupinder Singh, APP for the State.
Accused Gurbhej Singh @ Bheja, Gurbhej Singh @ Laddi
and Karandeep Singh @ Kanni are in custody.

Copies of challan and other documents as relied upon by the
prosecution supplied to the accused free of cost as per section 207 Cr.P.C.

Arguments heard. Vide my separate detailed order of even
date, the case in hand is committed to the court of Ld. District & Sessions
Judge, Amritsar for 19.12.2022. Accused be produced before the said Ld.
Court on the said date at 10:00 AM. Ahlmad concerned is directed to
send the file complete in all respects to the court of Ld. District &
Sessions Judge, Amritsar well before the date fixed. Prosecution Agency
be informed accordingly.

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