

**IN THE COURT OF SHRI PUSHVINDER SINGH, ADDITIONAL
SESSIONS JUDGE, GURDASPUR.**

Bail Application No. 260 of 07.07.2018

CIS No. BA 1749-2018

Date of order: 11.07.2018

Next Date: 23.07.2018

**Baljinder Singh @ Bittu son of Darshan Singh, resident of village
Manepur, Police Station Kalanaur, Tehsil and District Gurdapsur.
Aadhar Card No. 562069074241**

.....Accused/applicant.

Versus

State of Punjab

.....Respondent.

FIR No. 58 of 14.06.2018

U/Section: 326/324 IPC

P.S. Kalanaur.

(1st Bail application under Section 438 Cr.PC)

**Present: Sh. Harbhajan Singh, Advocate counsel for
accused/applicant.
Sh. Kiran Kumar, Addl. P.P for the State.**

ORDER:-

1. This application has been filed by applicant/accused Baljinder Singh @ Bittu for Anticipatory Bail, stating that a false case has been registered against him. The alleged occurrence had taken place on 14.03.2018 in the street of village, where the applicant was standing outside the gate of his haveli, where the other party attacked and caused grievous injury to the applicant/accused, whereas the other party have

fabricated false injury and under the political pressure, they got registered a false case against him. A cross case has been registered vide GDR No.28 dated 16.06.2018 under Section 324/323/34 IPC against the complainant party.

2. Notice of application was given to the State Additional PP appeared and opposed the bail application. IO came present along with police file.

3. I have heard learned APP for the State and learned counsel for the accused /applicant and also gone through the police record very carefully.

4. From perusal of the police file, I find that this case was registered on the basis of statement made by Balwant Singh vide which he got recorded that on 14.06.2018 at about 9:30 AM the accused/applicant Baljinder Singh @ Bittu who was armed with datar, gave a datar blow on the left wrist. Thereafter, he raised alarm then, his son Gurwinder Singh and Baljit Kaur his wife came out from the house. Gurwinder Singh came forward to save him, then, Baljinder Singh @ Bittu gave a datar blow on the left arm of Gurwinder Singh also. Baljit Kaur raised alarm then Baljinder Singh @ Bittu ran away from the spot. Case was registered against Baljinder Singh @ Bittu for the commission of offence punishable under Section 323/324 IPC. However, the offence under Section 326 IPC was added later on. On the police file, there is MLR of Baljinder Singh @ Bittu applicant also who was having three injuries on his person and accordingly, a cross version was registered vide G.D. No. 28 against complainant Balwant Singh and his son Gurwinder Singh on the basis of statement made by Baljinder Singh @ Bittu i.e. applicant/accused. So, I

find that it is a case of version and cross version. At this stage, it is not possible to ascertain that who was the aggressor. Accordingly, I find that custodial interrogation of applicant/accused Baljinder Singh @ Bittu is not required. The purpose of investigation can be served, if he joins the investigation. As such, applicant/accused is directed to join the investigation within 7 days and on doing so, he shall be released on interim anticipatory bail on furnishing bail bond and surety bond as per own satisfaction of investigating/arresting officer. Accused/applicant shall co-operate with the investigating agency and shall abide by the terms and conditions of section 438 (2) Cr.P.C. Now to come upon 23.07.2018 for further proceedings.

**(Pushvinder Singh),
Additional Sessions Judge,
Gurdaspur**

**Pronounced: 11.07.2018
Ragbir Singh, Stenographer-III,**

Baljinder Singh @ Bittu Vs. State of Punjab

Present: Sh. Harbhajan Singh, Advocate counsel for
accused/applicant.
Sh. Kiran Kumar, Addl. PP for State.

I.O came present along with police file. Arguments heard
vide my separate detailed order applicants/accuse is directed to join the
investigation within 7 days. Now, to come upon 23.07.2018 for further
proceeding.

**(Pushvinder Singh),
Additional Sessions Judge,
Gurdaspur**

Pronounced: 11.07.2018
Raghubir Singh, Stenographer-III