

PBTT01003588-2025



IN THE COURT OF AMANDEEP KAUR CHAHAL (UID No. PB0248)
ADDITIONAL SESSIONS JUDGE, TARN TARAN

CIS No. 1733 of 2025
Date of Order : 6.6.2025

Kanwar Sher Singh aged about 38 years son of Gurdial Singh r/o village
Pati Malo ki, Sultanwind, Amritsar.

.....*Applicant/accused.*

Versus

State of Punjab.

..... Respondent.

(First Bail application under Section 482 of B.N.S.S)

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FIR no. 75 of 19.5.2025
U/S 115 (2)/118(1)/351(2) /3(5), of BNS Act.
P.S Bhikhiwind District Tarn Taran

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Present : Sh.Jagdeep Singh, Advocate for applicant/accused.
Sh. Sandeep Kumar, Addl Public Prosecutor for the State.

ORDER

- 1 This order shall dispose of an anticipatory bail application filed by the applicant/accused Kanwar Sher Singh in case FIR no.75 of 19.5.2025, U/S 115 (2)/118(1)/351(2) /3(5), of BNS Act, P.S Bhikhiwind.
2. Notice of the bail application was issued to the State and police record was requisitioned.
3. Report of investigating officer along with the Additional Public Prosecutor about pendency of or of any former adjudication of bail application before or by any Court under the provisions of BNSS and the result thereof was called upon. It was reported that except the present

FIR, no any application relating to this case has been decided or pending in any other court of competent jurisdiction.

4. Ahlmad had also reported that except the present FIR, no any application relating to this case has been decided or pending in any court.

ABSTRACT OF FIR.

5. Whereas FIR is registered at the instance of Navneet Kaur wife of Dharminder Singh son of Harjinder Singh r/o near Govt. School, Patti road, Bhikhiwind, (inter-alia alleging) that her husband is habitual of drinking and never interfere in house and living separately from her. She further stated that in the year 2023, her sister in law (Jethani) Kanwalpreet Kaur wife of Gurwinder Singh r/o Bhikhiwind, had taken possession of her residential property and turned her out from matrimonial house. After that she along with her son started residing separately. She moved applications regarding this to various authorities but her sister in law who is real sister also did not give justice to her. On 25.4.2025, her father came to leave her at joint house of her matrimonial house, where her sister in law (Jethani) called Nirmal Singh who is Govt. Teacher and known as Sarpanch and he threatened the complainant that “she should be shot due to her act” in front of her father due to which she went back due to fear. Then, on 11.5.2025, her father S.Gurdial Singh came to her and took them to the joint residential house where her sister in law with her family is residing and left the complainant and her son there. On this her sister in law (Jethani) raised raula by saying they will not let her reside at the house. Thereafter she alongwith her daughter had gone from there by saying that they will teach her a lesson for residing in the house.

On 13.5.2025, at about 2pm, she sent her son for his tuition who told her after some time by telephonically calling that, his aunt (Tayi) Kanwalpreet Kaur along with unidentified persons are coming fast to their house. Upon this she locked her house. Daughter of her sister in law (Jethani) came from the house of neighbourer Nachattar Singh to their house after breaking the window of small room of the their roof, and opened the main gate. Her sister in law (Jethani) Kanwalpreet Kaur armed with kirch entered the house, her mother in law Inderjit Kaur wife of Harjinder Singh r/o Bhikhiwind, mother of sister in law (Jethani) namely Balwinder Kaur, her brother Kanwarsher Singh son of Gurdial Singh r/o Malko di pati, Sultanwind, Amritsar, alongwith one person with muffled face entered the house. Her mother in law raised lalkara that caught hold her and teach her a lesson. The daughter of her sister in law (Jethani) namely Arshnoor caught hold her from backside and tied her face and her sister in law (Jethani) gave a kirch blow and she raised her left arm in order to save herself. Due to sharpness of the kirch, it hit on inner side of her arm. Mother of her sister in law (Jethani) namely Balwinder Kaur gave dang blow which hit on the left side of her waist and brother of her sister in law (Jethani) Kanwalpreet Singh also gave dang blow which hit on her left thigh. Then she fell down and unidentified person gave kick blows and pulled her hairs. Then she raised alarm“mar dita mar dita”. On raising her alarm, accused persons fled away from the spot with their respective weapons. In the meantime, her father came at the spot, who took her and admitted her in the civil hospital Sur Singh, after arranging vehicle where her treatment was going on. On the basis of this statement

and upon the medical examination of the injured the present case was registered against the accused.

6. Ld. Counsel for the applicant argued that there is no direct evidence on the record about the occurrence with the complainant, the whole prosecution story is concocted by the complainant. The present FIR is fake and factitious. Ld. Counsel requested that bail application may kindly be allowed.

7. On the other hand, learned Additional Public Prosecutor for the State argued that serious injuries have been caused on the person of complainant since the investigation is still in progress, considering the nature of the allegations, the accused/applicant is not entitled to bail as specific injuries have been inflicted upon the complainant by her.

8. Perusal of file reveals that the FIR was registered by complainant Navneet Kaur. During investigation, it has come on record that accused/applicant had given injuries on the person of complainant with dang/stick and the injuries attributed to the applicant accused as per the medical record and as per the version of the prosecution are simple in nature. The main injury on the person of the complainant is attributed to Kawalpreet Kaur.

9. Taking into consideration the facts of the case before me, the Court is of the opinion that his custodial interrogation as such is not required. At this stage, without commenting upon the merits of the case, the applicant Kanwar Sher Singh is admitted on anticipatory bail. As such the applicant/accused is directed to join the investigation as and when called by the investigating officer and the investigating/arresting officer

shall admit her on interim bail to its own satisfaction till the next date of the hearing subject to conditions:-

- 1 the accused-applicant shall make himself available for interrogation by the investigating officer/competent police officer as and when required;*
- 2. the applicant/accused shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the court to any police officer;*
- 3 the accused-applicant shall not leave India without the previous permission of the Court, including the trial Court.*
- 4 the accused- applicant shall attend the proceedings in accordance with the conditions of the bonds so executed under Chapter XXXIII of Cr.P.C.*
- 5 the accused- applicant shall not commit an offence similar to the offence of which they are accused, or suspected, of the commission of which they are suspected;*
- 6 the accused-applicants shall not tamper with the evidence by any means;*
- 7 the accused-applicant shall appear before the trial court on each date of hearing unless his personal appearance is exempted.*

10 In case of violation of any of the conditions so imposed upon the accused-applicant, the investigating officer will be at liberty to file an appropriate application seeking cancellation of the bail granted to the applicant through the present order. Further, in case of breach of any of the conditions so imposed through the present order by the accused-applicant, the trial court will be at liberty to cancel the bail order of the accused. Now to come up on 17.6.2025 for awaiting the report of investigating officer regarding the fact, whether applicant/accused has joined the investigation or not.

Intimation be sent to SHO of concerned police station. Police record be returned forthwith.

**Pronounced in open court
on: 6.6.2025**

Poonam JW

**Amandeep Kaur Chahal,
Additional Sessions Judge/
Tarn Taran UID-PB0248**

Present Sh.Jagdeep Singh, Advocate for applicant/accused.
Sh. Sandeep Kumar, Addl Public Prosecutor for the State.

Bail application put up before me as the Ld. Presiding Officer
is availing Summer Vacations.

Arguments heard. Vide my separate detailed order of even
date, the present bail application stands allowed.

Now to come up on 17.6.2025 for awaiting the report of
investigating officer regarding the fact, whether applicant/accused has
joined the investigation or not.

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