

Deepak Verma Vs. State of Punjab
Kewal Krishan Dhiman Vs. State of Punjab
Raman Verma Vs. State of Punjab
Sudesh @ Suresh Vs. State of Punjab
Satish Kumar Vs. State of Punjab

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**IN THE COURT OF DR. AJIT ATRI, UID NO. PB0440,
ADDITIONAL SESSIONS JUDGE, SAS NAGAR**

CNR No. PBSA0100-4545-2024

CIS No. BA-1777-2024

Date of Institution: 06.06.2024

Date of Order: 14.06.2024

Deepak Verma, aged about 29 years, son of Harkesh Kumar, H. No.77,
Village Lahora, UT Chandigarh.

.....Applicant-accused.

Versus

State of Punjab.

.....Respondent.

2:-

CNR No. PBSA0100-4580-2024

CIS No. BA-1783-2024

Date of Institution: 07.06.2024

Date of Order: 14.06.2024

Kewal Krishan Dhiman S/o Ram Cahnder, aged about 28 years, resident
of H. No.900, Ward No.2, Block-A1, Vikas Nagar, Village Nayagaon,
Nada, SAS Nagar, Mohali.

.....Applicant-accused.

Versus

State of Punjab.

.....Respondent.

(Dr. Ajit Atri, UID No. PB0440)
Additional Sessions Judge,
SAS Nagar (14.06.2024)

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3:-

CNR No. PBSA0100-4579-2024

CIS No. BA-1784-2024

Date of Institution: 07.06.2024

Date of Order: 14.06.2024

Raman Verma S/o Gursharan Dass, aged about 29 years, resident of H.
No.65, Village Khuda Lahora, UT Chandigarh.

.....Applicant-accused.

Versus

State of Punjab.

.....Respondent.

4:-

CNR No. PBSA0100-4526-2024

CIS No. BA-1745-2024

Date of Institution: 05.06.2024

Date of Order: 14.06.2024

Sudesh @ Suresh, aged about 45 years, W/o Harkesh Kumar, H.No.77,
Village Lahora, UT Chandigarh.

.....Applicant-accused.

Versus

State of Punjab.

.....Respondent.

5:-

CNR No. PBSA0100-4544-2024

CIS No. BA-1776-2024

Date of Institution: 06.06.2024

Date of Order: 14.06.2024

(Dr. Ajit Atri, UID No. PB0440)
Additional Sessions Judge,
SAS Nagar (14.06.2024)

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Satish Kumar S/o Raj Kumar, aged about 28 years, resident of H. No. 62,
Village Lahora, UT Chandigarh.

.....Applicant-accused.

Versus

State of Punjab.

.....Respondent.

FIR No. 39 dated 30.05.2024
Under Sections 452, 324, 323, 341, 294, 506, 34 of IPC
Police Station: Block Majri, District SAS Nagar.

**FIRST APPLICATIONS UNDER SECTION 438 OF
CR.P.C. FOR GRANT OF ANTICIPATORY BAIL.**

Argued by: Mr. Beny Parshad Verma, Advocate for Mr. Vikas Sheel
Verma, Advocate for the applicants-accused.
Mr. Bharpur Singh, Additional Public Prosecutor for the
State assisted by Mr. Jagjit Singh Chatrath Advocate for the
complainant.

ORDER

1. Vide this common order, I shall dispose of above titled five
bail applications under Section 438 of Cr.P.C. filed by the applicants for
grant of anticipatory bail, as they arise out of the same FIR.

2. Notice in the bail applications was issued to the State and the
learned Additional P.P. for the State has produced the record. The
applicants were granted the concession of interim bail vide order dated
07.06.2024 passed by this Court.

3. Learned counsel for the applicants has submitted that the

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applicants have joined the investigation in pursuance to the order passed by this Court and have cooperated in the investigation. The recovery has already been effected. In future also, in case, they are required for further investigation, they will join the investigation. The custodial interrogation of the applicants is not required. No offence under Section 452 of IPC is made out and even otherwise, the ingredients of the offence under Section 452 of IPC shall be matter of trial.

4. On the other hand, Learned Additional P.P. for the State on instructions from IO ASI Avtar Singh No.729/SAS Nagar, P.S. Majri has submitted that the applicants have joined the investigation and recovery has also been effected. Their custodial interrogation is not required. Statement of the IO ASI Avtar Singh No.729/SAS Nagar, P.S. Majri has also been recorded separately in this regard.

5. Learned counsel for the complainant, on the other hand, has put in appearance and opposed the anticipatory bail applications. It is submitted that the applicants have not come to the Court with clean hands and have concealed the material facts. The complainant has initiated a divorce petition before the Family Court at Kharar in 2024 and upon learning about the petition, the family of the wife sent her back and subsequently, the wife began pressuring the complainant to withdraw the divorce petition under threat of consequences. In the morning of

30.05.2024, upon returning home from his night job, the complainant faced another round of pressure from his wife to withdraw the divorce petition accompanied by threats. The matter escalated when the complainant's mother in law alongwith Deepak Verma, Raman Verma, Satish Verma and an individual namely Kewal forcibly entered his residence armed with weapons and assaulted. The nearby villagers intervened and rescued him and shifted the complainant to the hospital. It is the case of the complainant that two assailants were apprehended by the villagers, while the police upon arrival, arrested them, but they were let on. Learned counsel for the complainant has also attached the photographs with the reply filed to the bail application.

6. I have heard the learned counsel for the applicants, learned Additional P.P. for the State, Id. Counsel for the complainant and have gone through the file.

7. As per the case of the prosecution, FIR was registered on the statement of Pawan Kumar with the allegations that on 30.05.2024 at about 10.00 AM, when he was sitting in the room in his house, then one vehicle stopped in front of the gate of his house and on hearing the voice, he came in the courtyard of his house. Deepak Verma, Raman Verma, Satish Verma and his mother-in-law Suresh Verma, who were carrying 'danda' and sharp weapons in their hands, came out from the said vehicle

and entered in his house. They encircled his mother and started abusing her. His mother-in-law pushed his mother and threw her to the ground and Deepak Verma hit him with sharp weapon on his right shoulder. Raman Verma hit him with danda on his left knee, due to this, he fell to the ground and while he was lying down, the aforesaid accused persons gave kick blows in his abdomen. When he raised alarm, then all the aforesaid persons fled away from the spot on their car bearing no. CH-01-BV-7144, while threatening to kill him.

8. The arguments of the learned counsel for the complainant are raising the issues of facts, which will require evidence during trial. Whether two of the assailants were arrested by the police or not, shall be matter of evidence and cannot be decided at the stage of bail application. The investigation is the domain of investigating agency and the investigating agency is not seeking the custodial interrogation of the applicants. In this way, the arguments of the learned counsel for the complainant have no force in it.

9. The applicants have joined the investigation in pursuance to the order passed by this Court. Their custodial interrogation is not required as per the IO. No useful purpose will be served for sending them behind the bars, at this stage. Consequently, all the above titled five bail applications are hereby allowed and the interim order dated 07.06.2024

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are made absolute. The applicants shall comply with the conditions contained in Section 438 (2) Cr.P.C.

Copy of the order be also placed on the connected files titled as, “Kewal Krishan Dhiman Vs. State of Punjab, BA-1783-2024”; “Raman Verma Vs. State of Punjab, BA-1784-2024”; “Sudesh @ Suresh Vs. State of Punjab, BA-1745-2024” and “Satish Kumar Vs. State of Punjab, BA-1776-2024”. File be consigned to the record room after due compliance.

Pronounced in Open Court.
Dated: 14.06.2024

(Dr. Ajit Atri, UID NO. PB0440)
Additional Sessions Judge,
SAS Nagar.

Tajinder Singh

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Additional Sessions Judge,
SAS Nagar (14.06.2024)